The Courier-Journal.

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The Weather.

Kentucky—Partly cloudy Friday; Saturday increasing cloudiness, followed by rain and colder in the west.

Indiana—Unsettled weather Friday; Saturday colder, with rain in south and rain or snow in north portion; variable winds becoming northwest Saturday.

Tennessee—Partly cloudy Friday; Saturday increasing cloudiness, followed by rain and colder in west portions.

THE LATEST.

The Louisville and Nashville Railroad Company and the Louisville, Henderson and St. Louis Railroad Company jointly with the former general passenger and freight agent of the latter company were indicted by a special grand jury of the Federal Court on the charge of violating the interstate commerce law by granting rebates to shippers. The American Tobacco Company was indicted on the charge of receiving rebates from the Louisville, Henderson and St. Louis railroad. Two other indictments were returned, but the court declined to make them public.

The most aggressive step taken by the United States looking toward the protection of American life and American interests in Nicaragua, was executed yesterday when the protected cruiser Albany and the gunboat Yorktown were ordered to proceed at full speed from Magdalena Bay to Corinto on the Pacific coast of Nicaragua. No marines have been landed in President Zelaya's country, but the activity displayed by the naval authorities indicates that such a step is contemplated in the near future.

The world's championship fight between James J. Jeffries and Jack Johnson will be held in San Francisco before a club organized by "Tex" Rickard, of Ely, Nevada, and Jack Gleason, probably on July 4, 1910. The bid made by Rickard and Gleason of a purse of $101,000 and the contestants to take 66 2-3 per cent. of the moving picture receipts was accepted by representatives of Johnson and Jeffries yesterday afternoon.

With the importation of strikebreakers from Chicago and other points, and the pressing into service of other employes of the roads, the railways of the Northwest that were affected by the strike of the Switchmen's Union of North America, which went into effect Tuesday evening, began the first real work yesterday in trying to restore normal traffic conditions between St. Paul and the Pacific coast.

Having completed work upon his message Wednesday night, President Taft began receiving congressional and other visitors yesterday. The message is in the hands of the Public Printer, who will furnish his revised proof sheets to the White House and then put his machinery to work turning out copies for the press.

J. P. Morgan yesterday purchased the controlling interest in the Equitable Life Assurance Society from Thomas F. Ryan. The deal included all of the stock owned by Mr. Ryan and held in trust by the late Grover Cleveland, Morgan J. O'Brien and George Westinghouse.

Members of the new Tariff Commission arrived in Chicago yesterday to obtain first-hand information concerning livestock and meat packing conditions, which may be taken into consideration in preparing the maximum and minimum features of the new tariff law.

The cruiser Prairie, which sailed from Philadelphia yesterday afternoon, is aground in the Delaware River, between Newcastle and Delaware City. The Prairie, with Admiral Kimball and 700 marines on board, is presumably bound for Nicaragua.

The tenth annual sale of thoroughbred horses in Lexington closed yesterday. During the three days of the sale 436 head of horses were disposed of, bringing an average of $220. Yesterday's sales totaled 139 horses, which brought $25,770.

Senator Clapp, of Minnesota, speaking at Milwaukee last night, defended the course of the insurgents and said that reactionaries in Congress had applied the term "Progressives" to the men who tried to carry out the party's pledges merely.

Representative Langley, of Kentucky, will call at the White House to-day to urge the President to nominate Judge Cochran as Judge Lurton's successor on the United States Court of Appeals should Judge Lurton go on the Supreme bench.

Evidence in the case of W. Y. Ellis, charged with the murder of N. P. Willis, of Indianapolis, was closed yesterday at Little Rock, Ark. The State introduced no alienists to controvert the insanity evidence produced by the defense.

The Big Four attorneys having charge of the Warriner case are unable to account for $325,000 which the former treasurer says he lost in speculation. No deals involving losses of anything like that amount can be traced.

The Italian Cabinet resigned yesterday following the refusal of the Chamber of Deputies to pass the fiscal reform measure.

Judge Cabaniss at San Francisco ordered the release from custody of Abraham Ruef on $300,000 bail.

STUPENDOUS RAILWAY DEALS

Startling Events Follow the Hawley-Yoakum Turns.

Two Great Continental Lines Are Planned.

Struggle For Supremacy of Fifteen States.

GIANTS FIGHT FOR CONTROL.

New York, Dec. 2.—(Special.)—Two great continental railroads are to spring out of the separation of the Rock Island-Frisco system. One is to be controlled by Edwin Hawley and B. F. Yoakum and the other by the Moores and D. G. Reid. This conviction settled upon Wall street to-day, when it was officially announced that W. H. Moore, his son, E. S. Moore, now assistant to the vice president of the Rock Island, and D. G. Reid are to be given places on the Lehigh Valley board of directors.

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Stupendous Deals On.

The conviction that stupendous deals are pending in the railroad world was further enhanced by the statement that an announcement would be made in a few days to the effect that the Moores would be given representation on the board of the Wabash roads. These two events would mean a material changing of the railway map of the country and the creation of two rival transcontinental systems from the Atlantic seaboard to the gulf.

The series of events which has led up to the Lehigh Valley announcement has happened so rapidly as to leave all authorities in the railroad and financial world agape with amazement, and it is now certain that there is to be a struggle for supremacy in a territory west of Chicago covering more than fifteen States.

The move which has grown out of the parting of the Moores and B. F. Yoakum is along the line of efforts pursued in recent years by other Western railway owners, notably the late Edward H. Harriman and James J. Hill, who sought Eastern outlets for their Western roads.

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Ambitions Play Part.

Back of the Lehigh Valley announcement also lies the story of the ambitions of big men in the railroad world, ambitions which ran counter to one another and caused the divorce of two great railroad systems; ambitions that separated men who had carried through deals calling for millions and brought together 15,000 miles of railroad under one management, ambitions that almost forced the organization of two hostile railroads from which many more millions are to be brought forth to wage battle in the transportation world.

Such is the meaning which Wall street reads in the stirring events of the past week in the railroad world, for it now seems certain that one financial faction, backed, possibly by Speyer & Co., and headed by W. S. Moore, is to enter upon a determined struggle with another faction backed by the St. Louis Union Trust Company, of St. Louis, and headed by B. F. Yoakum and Edwin Hawley, for the supremacy in certain rich tonnage fields of the Middle West and the Southwest.

* * *

Situation Summed Up.

As Wall street sees the situation the changes which have recently taken place in the railroad map of the country mean this:

First—That Edwin Hawley, aided by B. F. Yoakum, or Yoakum, aided by Hawley, are to be in the railroad world what Harriman was—makers of great railway systems.

Second—That the Moores and D. G. Reid are to be rivals of Yoakum and Hawley in buying up railroads and welding them into harmonious systems.

Third—That there is to be war, grim, relentless war in which millions of money will be spent between these two factions in the railroad world.

Fourth—That the Moores are striving to get a transcontinental route from the seaboard to the gulf, and possibly across two continents by the way of Mexico City.

Fifth—That the Yoakum-Hawley combination has the same ambition, and that there is to be a race between the two financial interests for the goal sought, a co-ordinated system of transcontinental lines.

It now transpires that the Rock Island had concluded arrangements to run through trains from Chicago to Mexico City over the Eastern Illinois, the Frisco, the Gulf Coast road and the National of Mexico. This arrangement had to be cancelled, and it is understood that the through train service will be taken over the Hawley-Yoakum people, the Missouri, Kansas and Texas road taking the place of the Rock Island in the combination route.

* * *

Moores Must Build.

What plans the Moores have for making up the loss in the Southwest which the Frisco's separation will cause them is not known, but it will probably require some hasty building of railroad lines in that part of the country to connect up the now severed portions of the system.

* * *

Hawley's Big Holdings.

The recent coups in which Edwin Hawley has been the main factor have startled the railroad world, and they make him, for the time being, at least, the foremost figure on the railroad horizon. The railroads which he now controls, if linked into one system would make over 13,000 miles of road. The system would touch the seaboard at Baltimore and extend from there through Cincinnati to Chicago, from Chicago to St. Louis, from Toledo to St. Louis, from St. Louis to Kansas City, from Chicago to the Twin Cities and Sioux City, from Kansas City to the most important centers in Oklahoma and Texas, and from Kansas City and St. Louis to Galveston, New Orleans and Brownsville.

Alone and of itself the Frisco system is apparently made up of scattered bits of railroad. With the Eastern Illinois and the Evansville and Terre Haute, it has a line from Chicago to St. Louis and lines from Chicago, St. Louis and Kansas City to Oklahoma and Texas points, to Birmingham and from Houston, Tex., to Baton Rouge.

The Frisco served as a connection between two or more widely separated portions of the Rock Island system. With the Frisco out the Rock Island will have lines from Chicago to the Twin Cities, Chicago to Denver, Colorado Springs and Pueblo, Chicago to Kansas City and El Paso, from Tucumcari to Memphis, from Little Rock south to Crowley, Iowa, and from St. Louis to Kansas City.

* * *

Wabash Replaces 'Frisco.

In connection with the Lehigh Valley and the Wabash road the Moores would have a system of over 11,000 miles. The acquisition of the Wabash would partially replace the loss of the Frisco as it would give the Rock Island a road from Chicago to St. Louis in place of the Eastern Illinois route between these places and thus preserve the great tonnage which the company has been enjoying over this route. It would also replace the Frisco between St. Louis and Kansas City, giving the Rock Island the use of two tracks between those cities and would give the Moores an Omaha outlet from St. Louis. The Wabash would also give the western portion of the system an outlet through Detroit and Buffalo where a connection would be made with the Lehigh Valley, thereby taking the system to the seaboard through Central New York, Eastern Pennsylvania and through New Jersey.

One of the projects which the Yoakum-Hawley syndicate has is the extension of the Gulf Coast railroad from Brownsville to Tampico, where connection will be made with a new line to be built from Tampico to Mexico City. This route will shorten the existing route between St. Louis and Mexico City by 200 miles.

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Hawley's Railroad Rise.

Edwin Hawley, who has rapidly come to the front as one of the foremost if not the foremost railroad manipulators of the times, had a humble beginning. He began his railway career in June, 1867, as a railway clerk in the offices of the Erie road.

Yoakum is a Texas man and has been more or less prominent in railroad circles since 1888, when he became traffic manager and assistant general manager of the San Antonio and Arkansas Pass road.

MINNESOTA SENATOR FOR PARTY PLEDGES

DECLARES CORPORATION TAX INCOME TAX DISGUISED.

COMPETITION BEEN SUPPLANTED BY COMBINATION.

MONOPOLY OF THE MARKETS.

Milwaukee, Dec. 2.—"Did or did not the Congress regard the rights of the consumer when it framed the latest tariff bill?"

That was the question Senator Moses E. Clapp, of Minnesota, asked when he spoke here to-night as the premier orator in Senator LaFollette's campaign for a return to the United States Senate. He answered in the negative.

Senator Clapp avoided direct reference to Speaker Cannon, Senator Aldrich or others who might be deemed antagonists of "the progressives," and concluded by declaring that Senator LaFollette would not be "wiped off the map" despite all the efforts of his foes. In part Senator Clapp said:

"Party solidarity is a desirable thing, but it amounts to nothing unless coupled with vitality, and no party can permanently maintain solidarity and vitality without a third factor, and that must be party integrity. So-called 'progressives' stand for solidarity only when solidarity is coupled with vitality founded upon integrity.

"Following the passage of the Dingley law, in 1897, there came a wonderful revival in our industrial and commercial life. Accompanying that revival there grew up a condition where competition was largely supplanted by combination.

"The American people, observing the process by which competition was being eliminated, have battled for the last seven years for the independence of the American market place. The struggle has resulted in legislation and administration policies.

"Last winter a great many people felt that it would be well to abate somewhat these activities. But those who had sought to dominate the American market were not satisfied with this and determined to go farther and still more strengthen this domination. They seized upon the tariff revision as a means of doing so.

"The recent tariff struggle was in no sense a struggle between protection and free trade, but degenerated into a struggle between monopoly on the one hand and the true friends of protection on the other. As an illustration of this, the men who forced the tariff bill through Congress threw protection to the winds whenever that action served their purpose.

"As bearing upon the main issue, I refer you to the retention of the coupon feature in the tobacco trade, which the Senate struck out, but which was put back in conference, which could only have been to strengthen the competition."

He declared the corporation tax was an income tax, poorly disguised and unjustly framed, taking the precarious income and exempting the permanent income.

EVICTED STRIKERS SLEEP IN STREETS

NOTIFIED TO MOVE FURNITURE BY AUTHORITIES OF LUDLOW, MASS.

Ludlow, Mass., Dec. 2.—The six hundred evicted striking tenants of the Ludlow Manufacturing Associates were to-night notified that unless they removed their household goods from the streets before 10 o'clock to-morrow morning, the property would be stored by the town authorities.

Nearly 100 of the 300 operatives evicted to-day, slept in the streets to-night in little shacks made of their possessions. Most of these makeshift shelters were inclosed on three sides and had a cook stove on the fourth. Few of the families have thus far secured other protection, but food has been supplied by citizens.

Lieut. Gov. Louis A. Frothingham visited Ludlow to-day in an endeavor to bring about a settlement of the trouble.

DETACH LUCIEN YOUNG AS NAVY YARD CAPTAIN.

Washington, Dec. 2.—The detachment of Capt. Lucien Young as Captain of the Navy Yard at Mare Island, Cal., to-day created some comment at the Navy Department. Officials of the department refused to discuss the matter.

Capt. Benjamin Tappan, of the Indiana, was designated as Capt. Young's successor.

NEW PLAN TO KEEP CONTROL

Zelaya Would Make Jose Madriz President.

United States Will Not Permit the Exchange.

Warships Hurrying To Nicaraguan Waters.

CRUISER PRAIRIE AGROUND.

Washington, Dec. 2.—Driven to desperation by the unexpected and unbending attitude of the United States, President Zelaya is now reported to have developed a plan whereby he can resign and, at the same time, retain the reins of power. This consists in putting in the office of President of Nicaragua Jose Madriz, well known in Central America diplomatic circles as Zelaya's henchman and declared to be at Zelaya's bid and call. The State Department, it is declared, is entirely cognizant of the conspiracy under way and will act vigorously and promptly if occasion demands.

In the meantime, neither the State Department nor the Nicaraguan legation officials will discuss the advance of diplomatic events. Senor Rodriguez, Charge d'Affaires of the legation, insisted to-night that he had not heard from his Government, and the State Department likewise professed to be ignorant of the next movement of President Zelaya.

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Diplmats Are Excited.

When the alleged plot for the continuation of the Zelayan power by proxy became known it threw the Central American contingent here into a frenzy. One of the diplomatists explained the reason for their perturbation.

"Jose Madriz is a man of exceptional ability," he said, "and one who could be extremely dangerous. He was plenipotentiary here for Nicaragua several years ago, but threw off his allegiance to President Zelaya and became a political refugee, eventually representing Salvador at this capital.

"When the peace conference was held in Washington two years ago, President Zelaya, convinced of the necessity of putting a competent man here to look out for Nicaragua's interests, offered Madriz $15,000 a year to return to the service of that country, which Madriz promptly did. He signed the arbitration treaty with the other Central American republics, and was appointed president of the Central American Court of Justice, which sits in the capital of Costa Rica.

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Obeys Zelaya's Orders.

"When the dispute between Honduras and Nicaragua was appealed to the court, the only member of the tribunal who refused to sign the agreement was Madriz. His refusal, it was understood at the time was because of the direct orders of Zelaya, who was anxious to test the interest the United States actually had in the convention and the standing of the various republics with your Government."

While the State Department has been acquainted fully with the movement afoot it is not yet prepared to protest. In view of the extremely powerful note addressed to President Zelaya yesterday through the Nicaraguan representative here, it is not believed that Zelaya will attempt extreme methods. In such event, any further action by the United States would be superfluous, and the department is marking time.

* * *

Rushing Warships.

Naval forces of the United States are being moved forward to-night to both coasts of Central America for the purpose of protecting American life and property in Nicaragua by force of arms if the necessity arises.

With the departure this afternoon from Philadelphia of the troopship Prairie with 700 marines aboard for the Isthmus of Panama and, if it be so decreed, for Nicaragua, and with the sailing from Magdalena Bay of the protected cruiser Albany and the gunboat Yorktown for Corinto on the Pacific Coast of Nicaragua, the activity of the Navy Department was becoming manifest on both oceans that wash the Nicaraguan shores.

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Others In Neighborhood.

Besides, the cruisers Des Moines and Tacoma and the gunboat Marietta are lying off Port Limon, Costa Rica, ready for any call upon them and the guns of the little gunboat Vicksburg are pointed toward the customhouse and town of Corinto. The gunboat Princeton is endeavoring to make her way from the Bremerton navy yard, Washington, to Corinto also.

With the probability of many delicate questions arising in Nicaragua and of their demanding immediate response, the Navy Department decided to send a flag officer to Nicaragua to take command of the American naval forces. Rear Admiral William W. Kimball was chosen for that duty. He sailed for Colon, Panama, to-day on the Prairie. He will make his way from there to Corinto, doubtless, as rapidly as possible.

Admiral Kimball has been a member of the naval boards of examinations and retirements and of construction for more than a year.

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No Marines Landed.

No marines have been landed at any point in Nicaragua. That statement was made to the Associated Press to-night by Brig. Gen. George F. Elliott, commanding the United States Marine Corps.

"Neither are there any marines on board any of the United States war vessels now in Nicaraguan waters," said Gen. Elliot. "The marines nearest Nicaragua to-night are at Panama."

"Have they been ordered to Nicaragua?" Gen. Elliott was asked.

"Not yet," replied the commander.

MEXICO IS NEUTRAL.

Does Not Expect To Be Drawn Into Nicaraguan Muddle.

Mexico City, Dec. 2.—That Mexico does not expect herself to be drawn into the Nicaraguan controversy, but will maintain a neutral attitude, was the statement made by Senor Mariscal, Minister of Foreign Relations, tonight. The action of the United States in severing relations with the Southern republic was not resented by Mexico, he said, although it came most unexpectedly at a time when his Government was awaiting a reply to its suggested plan for peace. He said:

"We do not resent the action of the United States. Why should we? We have absolutely no interests in Central America except in Guatemala, where there are about 40,000 Mexicans. We are still waiting for a reply from the United States Government to our suggestion for an amicable settlement of the trouble. We made the suggestions spontaneously because we had not been, as on several previous occasions, approached by the United States on the subject of intervention in Central America. In view of such advances in the past we did not consider it discourteous to offer these suggestions in the interest of humanity. What these suggestions were I still am not at liberty to state."

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Surprise Expressed.

The news of the breach between Nicaragua and the United States created a great sensation here to-day. The situation was the chief topic of conversation on the streets, in the restaurants and at the clubs.

Members of all foreign colonies, in addition to the Mexicans, exhibited lively interest at the sudden turn of affairs. The action of the United States occasioned great surprise throughout the city.

At an early hour to-day Minister Mariscal, his sub-secretary, Frederic Gamboa, and Gov. Enrique C. Creel, of the State of Chihuahua, and who was formerly Ambassador to the United States, went to Chapultepec castle, where they remained for a long time in private audience with President Diaz.

Upon returning to the Foreign Office they refused to answer any questions in regard to Nicaragua.

President Diaz, it is believed, discussed with his official visitors the latest phases of the situation, but the mouth of every man who went to see him was sealed until to-night, when Minister Mariscal gave the statement.

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No Exchange of Notes.

From unofficial sources it is learned that up to the time Minister Mariscal wrote to Washington suggesting his peace plan no communication had passed between Mexico and the United States. If there was an interchange of correspondence on the subject the matter was, and is still being, kept profoundly secret in this capital.

Francisco Castro, the Nicaraguan Minister to Mexico and a close friend of Zelaya, in speaking of the action of the United States in reference to Nicaragua, said:

"I believe it is unjust because the main cause apparently is the execution of the two Americans, and this action of my Government was perfectly in accordance with the laws of the country and was executed by command of a military jury and not by direct order from the President of the republic, as it seemed the purpose of the press to establish. President Zelaya only acting in accordance with our military code. Once President Zelaya has disappeared from the Central American scene it is very probable that President Cabrera, of Guatemala, may have strong power of control in the politics of that region."

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Cabrera May Be Dictator.

Estrada Cabrera, the dictator of Central America—that is what Minister Castro sees in the latest step of the American Government in severing diplomatic relations with the republic of Nicaragua. While Minister Castro would not answer a direct question to the effect that this was the purpose of the United States in intervening at this time, he did admit that the removal of Presiden Zelaya would greatly increase the power of the present ruler of Guatemala and would make him the dominant power in Central America.

Discussing the various phases of the question, Minister Castro maintained a diplomatic reserve, declining to answer many questions.

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Dr. Anderson Expected.

The arrival of Dr. Luis Anderson, Costa Rican Minister, in Washington, who is expected here the latter part of this week is awaited with great interest. He left Washington three days ago and it is believed is acting in the capacity of adviser to both the United States and Mexico in the matter.

Up to to-night no comments on the situation have been made by the Mexican press in this capital, but it is reported that in forthcoming editorials

(Continued On Seventh Page.)

WITNESSES GONE, DOCUMENTS ALSO

GOVERNMENT BADLY HANDICAPPED IN SUGAR-WEIGHING FRAUDS TRIAL.

New York, Dec. 2.—The Government encountered a check to-day in its prosecution of the American Sugar Refining Company when it developed that documantary evidence and many witnesses important to the Government's case have disappeared. The missing documents were records kept by the city weighers, and neither the documents nor the men who kept them could be found to-day by the Government.

But although tally sheets were missing, the Government was able to introduce testimony showing that every scale on the Williamsburg docks of the company had been tampered with. Conrad Holler, a carpenter, testified to cutting out a portion of the wooden stanchion of No. 1 scales. Through the hole thus cut, the Government contends, was operated the steel spring which manipulated the weights recorded on the beam.

Thomas D. Hyatt, a Government weigher, was asked if he had inspected all sixteen scales on the docks in company with Treasury Agent Parr.

"Yes," he answered, "and I found all the scales fixed the same way."

"With springs in them?" asked the judge.

"No, your honor; but the holes were there just the same."

FIRE DESTROYS HOTEL AT LEWISTON, ME.

Miss Martha Moore, of Lexington, One of the Few Guests To Escape Unhurt.

Lewiston, Me., Dec. 2.—(Special.)—The new $100,000 Dewitt Hotel, the finest in this part of the State, was almost destroyed by fire. One hundred guests were in the house at the time the fire broke out.

The guests fled in a panic, but all escaped before the flames gained an alarming headway. Miss Martha Moore, one of the few women in the hotel at the time of the fire, escaped without injury. She is a resident of Lexington, Ky.

MORGAN BUYS EQUITABLE LIFE

Takes Over Thos. F. Ryan's Majority Holdings.

Price Paid For Control Is Not Announced.

Company Has $472,000,000 of Assets.

MORTON SEEMS SURPRISED.

New York, Dec. 2.—Control of the Equitable Life Assurance Society, which was secured by Thomas F. Ryan soon after the insurance scandals of some years ago, has passed to J. Pierpont Morgan with the $472,000,000 of assets which the company declared in its last statement. The transfer, apart from its magnitude as a chapter in the history of finance, marks a complete reversal of the old order under which the insurance companies controlled the destinies of the banks and trust companies.

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Statement Issued.

News of the transfer was contained in the following brief statement issued from the offices of Morgan and Company:

"Mr. Morgan has bought the majority of the stock of the Equitable Life Assurance Society, formerly owned by Thomas F. Ryan. This purchase is subject to the trust under which Grover Cleveland, Morgan J. O'Brien and George Westinghouse were made voting trustees for the benefit of policyholders and it covers all Mr. Ryan's interests, including all the stock purchased by him from James H. Hyde."

Decline To Give Details.

Beyond these bare facts, Mr. Morgan and his partners declined to give any details. The exact amount of the stock bought by them and the price they paid remain for subsequent announcement.

Mr. Ryan's holdings in the Equitable were bought in large part from James H. Hyde, although Edward H. Harriman had laid plans which, as he supposed, were to assure him the control which went instead to Mr. Ryan. It was during the hearings of the Armstrong insurance investigation that Mr. Harriman when questioned on this point coined what subsequently became a national by-word. He was asked if he had settled scores with Mr. Ryan, and answered tersely: "Not yet." The public added with ready intuition "but soon."

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Morton Professes Ignorance.

At the offices of the Equitable Society, President Paul Morton professed ignorance of the transfer and news of the change of control seemed to come as a surprise to other officers. It is known, however, that the directors of the society and the principals to the deal were in conference yesterday and until late to-day, and there is authority for the statement that the transfer met with their approval.

UNPOOLED TOBACCO.

LARGE QUANTITIES ARE BEING DELIVERED AT CARLISLE.

Sales On Lexington Market Heavy On Account of the Seasonable Weather.

Carlisle, Ky., Dec. 2.—(Special.)—Heavy deliveries of unpooled tobacco are now being received in all the towns of this section and the Nicholas county board of control will begin to receive within the next few days. Four large warehouses have been leased in which to handle the pooled tobacco and a large storage plant will be erected in this city should the pool not sell in winter order.

Both the independent and society growers are now rushing their work of stripping with all possible speed, but find it almost impossible to get adequate number of hands. Available hands are demanding higher prices for their labor than ever before and some growers report they are unable to get help at all. Where help is obtainable the independent growers especially, who are anxious to make immediate deliveries, are working large forces.

PREDICT GOOD PRICES.

Trigg County Tobacco Samples Very Satisfactory.

Cadiz, Ky., Dec. 2.—(Special.)—Messrs. Couts and Blakemore, assistant general managers of the Planters' Protective Association, were here this week looking over samples of Trigg county tobacco with a view of getting some idea as to the character of the tobacco.

They assured our farmers that as soon as they got a sufficient amount of samples ready that there would not be any trouble in effecting a sale of it in lightweight hogsheads, or as soon as it was put in heavyweight hogsheads and the samples put on the market it would be sold readily at the very highest prices. It is probable that a sale in the light weights will be made in this county in the near future.

SALES OF LOOSE LEAF.

The Lexington Market Shows Much Activity.

Lexington, Ky., Dec. 2.—(Special.)—The total sales of tobacco to-day amounted to 260,000 pounds, prices ranging from 9 to 22 cents, the majority of the grades bringing the higher prices. All grades found ready buyers, and bidding throughout the day was spirited. Recent rains have brought tobacco into Lexington in large quantities, and the sales for the next few days are expected to be unusually large. The quotations are unchanged.

Bride of Only One Day.

Newport, Ky., Dec. 2—(Special.)—Mrs. Lucy Harwood sued for divorce today against William S. Harwood. She says that they were married October 24, 1908, and that he deserted her the next day in Maysville, Ky. She is the great-granddaughter of Jacob Creekbaum, living north of Newport, who celebrated his 100th birthday on her wedding day.

PROTOCOL SIGNED IN THE ALSOP CLAIM.

It Is Believed King Edward Will Serve As Arbitrator Between Disputants.

Santiago, Chile, Dec. 2.—The protocol with the United States for the reference of the Alsop claim to King Edward for mediation was signed by the Government of Chile to-day.

WASHINGTON ADVISED.

Nothing Heard From King Edward, But It Is Believed He Will Serve.

Washington, Dec. 2.—The State Department has been officially informed that the protocol referring to King Edward VII. of England the questions involved in the Alsop claim had been signed in Santiago, Chile, to-day. Although the department has not so far received official assurances that the King will undertake to determine the matters at issue, yet the department has been led to believe that this acceptance will be forthcoming.

According to the terms of the protocol the King will be asked to determine definitely the amount due from Chile on account of the Alsop claim, his decision to be binding on both Governments.

AFTER MORE MONEY FOR OHIO RIVER

IMPROVEMENTS AT LOUISVILLE REQUIRE $1,000,000.

PRESENT CHANNEL NOT DEEP ENOUGH FOR TRAFFIC.

SHERLEY TO PRESS CLAIMS.

Washington, Dec. 2.—Representative Sherley will endeavor to secure more liberal appropriations for the Ohio River at Louisville. He will press legislation authorizing the building there of locks and dams that will correspond in size to the other locks and dams on the river. He thinks that $1,000,000 or more will be necessary for these improvements.

Although the completion of the dam at Louisville has given nine feet of water to Madison and six feet to the Kentucky River, navigation interests demand still further improvements, for it is generally admitted that the channel is not adequate for the needs of transportation, the shipments of coal being greatly delayed at low-water stages of the river.

Mr. Sherley will attend all of the sessions of the National Rivers and Harbors Congress here next week. At the last convention he was one of the most active among the delegates and was prominent as a member of the resolutions committee. It is believed that fully 4,000 delegates will be in attendance, and unusually strong delegations are expected from the States bordering on the Ohio River.

RAISE MANY ISSUES.

PIERCE'S LAWYERS FIGHT HARD FOR IMMUNITY.

Magnate's Defense Includes Every Possible Prospect of Escape From Prosecution.

Austin, Tex., Dec. 2.—For ten hours to-day attorneys for the defense argued that under the laws of Texas Henry Clay Pierce was immune from prosecution under the charge of false swearing, and at the adjourning hour to-night every indication pointed to the fact that all of to-morrow would be consumed in further discussion of the proposition of whether or not a woman notary has the legal right to acknowledge an affidavit.

The affidavit that Pierce is charged with having sworn to and on which he was indicted by a grand jury in Travis county was acknowledged before Miss Nagle, in the Secretary of State's office. It is claimed that this acknowledgment was not in any particular recognized in law for the following reasons:

"The oath was not administered as required by law; the oath was not administered by a person competent to administer it, because there can be no prosecution for perjury based upon the statement of a party as to his construction of a contract; because there can be no prosecution for false swearing, for the law in effect at the time required the making of the affidavit; because of the law of 1899, requiring the affidavit, there can be no prosecution for perjury, as said law has been repealed and cannot be used for any purpose in a criminal case; because the cause of action on the fact of the affidavit shows it to have occurred more than three years before the return of the affidavit, Pierce being, it is agreed, a nonresident of the State.

With these points as bones of contention, the defense lawyers argued all day. The prosecution holds itself in readiness for answer to-morrow, and in the meantime the presiding judge is keeping the jury out of the courtroom and withholds his decision as to various issues raised now and yesterday as to immunity from trial.

TURKEYS FOR CHRISTMAS MARKET DELIVERED.

Large Numbers Being Brought Into Carlisle—Alleged Pool Fails To Materialize.

Carlisle, Ky., Dec. 2.—(Special.)—Nicholas county turkeys for the Christmas market are now being delivered here in large numbers and many are being brought from portions of Bath and Bourbon counties. The deliveries are not so large as this time last year, however, owing to the fact that the crop is shorter. The much-talked-of pool of the Christmas fowls did not materialize and practically all are now being thrown on the market. Usually they are shipped from this city by the thousands in carload lots.

"KING ELLSWORTH" IS SOLD FOR SLAUGHTER.

Chicago, Dec. 2.—"King Ellsworth," the 2-year-old Aberdeen Angus steer, which was awarded the grand championship at the International Livestock Exposition, was sold to-day to a local packer for $350. This is at the rate of 20 cents per pound, the weight of the prize winner being 1,750 pounds. The animal will be shipped to the company's branch establishment at Hartford, Conn.

The new grand champion was exhibited by the Kansas Agricultural College and was raised near Bloomington, Ill.

CHARGED WITH GIVING REBATES

L. and N. and L., H. and St. L. Indicted.

Accused of Granting Concessions To Shippers.

Action Taken by Special Federal Grand Jury.

LUCIEN J. IRWIN INCLUDED.

Eight indictments, aggregating forty-two counts against the Louisville and Nashville Railroad Company, two indictments, aggregating six counts jointly against Lucien J. Irwin, as general passenger and freight agent, and the Louisville, Henderson and St. Louis Railroad Company, and one indictment against the American Tobacco Company, aggregating three counts, were returned in the United States Court before Judge Walter Evans yesterday by a special grand jury which has been in session for the past three days.

Two indictments were returned which the court refused to make public.

* * *

Rebates Alleged.

The two railroad companies were indicted for giving rebates to shippers in violation of the interstate commerce law, and the indictment against the American Tobacco Company was for receiving alleged rebates from the Louisville, Henderson and St. Louis Railroad Company, in violation of the interstate commerce law.

* * *

Irwin Now President.

The surprise in the big batch of indictments was that only one railroad official was indicted, but this could not be explained by any of the court officials, they saying that was a matter that rested entirely with the grand jury. Lucien J. Irwin is now president of the Louisville, Henderson and St. Louis Railroad Company, but when the alleged violations of the Federal statute were committed he was general passenger and freight agent of the railroad, and it is charged that he received the freight from the American Tobacco Company and in turn returned to that company the rebates.

* * *

Cover Three Years.

The indictments are bulky affairs and describe in detail the shipments on which the rebates were made as charged. They cover rebates on such products as tobacco, salt, malt, cement, cottonseed oil and coal. While all the charges in the indictments are for small sums, yet it was stated by Judge Du Relle, that some of the claims upon which the indictments were constructed and returned aggregate $3,000, the large amounts being on coal and cottonseed oil. The indictments are returned on shipments made in 1906, 1907 and 1908.

* * *

Fine and Imprisonment.

Judge Du Relle said that the comparatively few counts were due to the belief of the Government that the penalties thus called for are adequate to vindicate the law. The penalty for giving and receiving a rebate under the Federal statute is from $1,000 to $20,000. Imprisonment may be imposed on individuals when an offense is proved, but usually where the official is indicted jointly with a railroad or corporation only fines are imposed.

* * *

Charges Against L. and N.

The Louisville and Nashville Railroad Company was indicted on eight counts for giving rebates to the St. Bernard Coal and Mining Company, which operates in Hopkins county. The shipments were made from the company's mines to the Tennessee River. On these shipments a rebate of seventy-five cents a ton was returned to the shippers, the scheduled rate being $1.25 a ton. Five counts were returned against the Louisville and Nashville Railroad Company for giving rebates to the Louisville Cotton Oil Company and four counts against the same company for giving rebates to the Kentucky Refining Company. These rebates were given principally on cotton seed and its products, ranging from five to eight cents a ton. The highest rebate on any one car was $49.83 and the lowest at any one time as shown in the indictment was $13.68.

* * *

More Alleged Rebates.

Fifteen of the counts against the Louisville and Nashville Railroad Company were for rebates paid to J. B. Speed & Co.; two counts for rebates to Mueller, Wathen & Kobert, of Lebanon, Ky.; two counts for rebates to the Early Times Distillery Company, two counts for rebates to the Greenbrier Distillery Company, two counts for rebates to the Eminence Distilling Company and two counts for rebates to the Boldrick-Calahan Company.

* * *

Refund On Tobacco Shipments.

Lucien J. Irwin and the Louisville, Henderson and St. Louis Railroad Company, as stated, were indicted on three counts for alleged rebates to the American Tobacco Company. The indictment states that on January 15, 1907, Lucien Irwin, as general freight agent of the road, paid rebates on shipments by the American Tobacco Company on three shipments as follows: $10.62, $11.97 and $12. The American Tobacco Company was indicted on three counts for receiving the alleged rebates as paid by the Louisville, Henderson and St. Louis Railroad Company through Lucien J. Irwin.

* * *

Many Witnesses Examined.

The wholesale return of the indictments by the special grand jury was not expected by many people, but it became apparent to the railroad men and shippers who were summoned before the grand jury after the first day of the assembling of the body that something would be doingain the way of indictments. Several of the men employed in the freight and auditing departments of the Louisville and Nashville Railroad Company were before the grand jury, as were several in similar departments of the Louisville, Henderson and St. Louis Railway Company. H. C. Smith, connected with the

Kentucky State Library Frankfort

Why Not Make Your Bath or Lounging Robes?

Gifts of this character are so greatly appreciated, and we are showing the most extensive lines of Bath-robe Blankets and Materials by the yard ever brought from Germany. The prices mean much economy.

35c yard for choice of 25 pieces 28-inch Imported Blanket Cloth in desirable designs and colors. Usually sold at 45c per yard.

39c yard for choice of 20 pieces 33-inch Robe Material with borders. This is the best German goods and its value is 50c.

$2.25 to $3.98 for Blankets for Bath or Lounging Robes. It is impossible to describe all the styles and colors to be had in these blankets. They are also used for couch covers.

Bedding For Xmas Gifts

$2.98 pair for 12/4 Plaid Cotton Blankets with a wool finish. They can be had in pink, tan or gray plaids. They are made from fine cotton and are very large.

$4.98 pair for choice of 50 pairs Plaid Wool Blankets, of Springfield make, in heavy weight and pretty plaids. A $6.50 value.

$6.98 to $25.00 each for Elderdown Bed Comforts. They make exquisite presents. We ask you to see these high-grade bed coverings when looking for gifts.

John C. Lewis Co. INCORPORATED

Department of Justice at Washington, was constantly with Judge Du Relle and his assistant, Horace Jolly, through the investigation. Not a word was given out until after the grand jury had been dismissed by Judge Evans and court adjourned.

* * *

Jury Finishes Work.

It was about 3 o'clock yesterday afternoon when the grand jury announced that it was ready to make a report. Judge Evans was so notified, and by the time the jurors filed into the courtroom Judge Evans was on the bench. D. P. Curry, foreman of the grand jury, announced that the body was ready to make its report. The batch of indictments was simply handed to the clerk and nothing was made public in court. After a whispering chat with Judge Du Relle, United States District Attorney, Judge Evans asked the foreman of the jury if there was anything else that they wanted to investigate, and when the answer came that they were done with their work, Judge Evans thanked them and dismissed them finally.

* * *

The Jurors.

The names of the jurors who returned the indictments were:

D. M. Lawson, Bowling Green; Robert Royse, Columbia; G. W. Conner, Scottsville; G. W. Dillard, Woodburn; J. Lewis Letterle, Harrods Creek; Henry Taylor, Louisville; Ralph Bristol, Louisville; C. L. Adler, Louisville; William J. Rubel, Louisville; John Alexander, Louisville; D. P. Curry, Louisville; Richard B. Sheridan, Louisville; Daniel Scanlon, Louisville; H. C. Anderson, Louisville; Charles G. Shryock, Louisville; Basil Doerhoefer, Louisville; William B. Trumbo, Louisville.

* * *

L. and N. Secures Records.

A little incident occurred after the grand jury adjourned which was rather peculiar. In the course of the investigation the grand jury had called for certain records from the Louisville and Nashville Railroad Company's office, which were brought before it by the various employes and officials who testified. Judge W. G. Dearing, attorney for the railroad, appeared on the scene and asked the United States District Attorney for the railroad's records. Judge Du Relle wanted to keep the records until the cases were tried. Judge Dearing said that the Louisville and Nashville Railroad Company preferred to keep its own records, but that they would be forthcoming if needed when the cases were tried. Judge Du Relle then gave the papers over to Judge Dearing.

* * *

Col. Stone May Talk Later.

Col. Henry L. Stone, chief attorney for the Louisville and Nashville Railroad Company, said last night that he had not read the indictments and therefore did not feel like making any statement in regard to the indictments returned. He said that probably after reading the indictments and learning what they charged he might have something to say.

* * *

No Statement From Irwin.

Lucien J. Irwin, who was indicted jointly with the Louisville, Henderson and St. Louis Railroad Company on the charge of giving rebates to the American Tobacco Company, was out of the city yesterday and returned late last night. He had learned of the indictments, but said that he could not make a statement until he had seen the indictments and ascertained the exact charges.

COLORED Y. M. C. A. BEGINS CONFERENCE

DELEGATES PRESENT FROM THROUGHOUT COUNTRY.

THREE SESSIONS TO-DAY AT BRANCH LIBRARY.

AN INTERESTING PROGRAMME.

The nineteenth annual conference of the colored department of the Young Men's Christian Association of North America began last night at the Fifth-street Baptist church, Fifth street, between Walnut and Chestnut.

W. A. Hunton, of Washington City, international secretary, presided. The scriptural lesson was read by the Rev. P. R. De Frantz, of Kansas City, and prayer was offered by Dr. John W. Whittaker, chaplain of Tuskegee Institute.

Prof. A. E. Meyzeck delivered a welcome address.

W. J. McNair, general secretary of the white association, spoke of the aid given the colored department and of the work done by the president and secretary of the colored department for the purchase of the handsome quarters at 920 West Chestnut street.

The Rev. R. L. Dickerson, pastor of the Jackson-street Methodist church, spoke in behalf of the ministry.

The Rev. C. H. Parrish, pastor of the Calvary Baptist church, said that Louisville felt safe in welcoming such a strong body of Christian men. He emphasized the idea that the ministry is interested in the association because it is working to save the boys and young men. He gave statistics showing the progress made by colored Baptists of Louisville and the State.

The address of A. G. C. Randall, of Columbus, Ga., was postponed until this morning at 10 o'clock. Following the addresses, stereopticon views were given by Dr. J. E. Moorland, secretary of the international committee, Washington City. With the pictures he illustrated the growth of Y. M. C. A. work. The picture of the founder of the association was shown. During the exhibit he gave a lecture on the "Progress of Association Work."

Over 150 delegates are attending the conference, and the sessions will continue until Sunday night.

George L. Knox, one of the leading colored Y. M. C. A. men, will speak Saturday on "Efficient Leadership."

To-day's programme follows:

MORNING.

In the auditorium of the Public Library, Tenth and Chestnut streets.

9:15—"Triumph Over Difficulties," the Rev. John W. Whittaker, chaplain Tuskegee Institute.

10:00—Address, "Heroic Leaders—the Greatest Demand of Our Times."

10:45—Section Conference on City Work—Topic: "Bible Study a Foundation Stone." Dr. J. E. Moorland.

Section Conference on Student Work—Topics: "Present Status and Fields Beyond," E. L. Marchant, secretary Howard University; "The Value of Membership."

12:00—Introductions.

AFTERNOON.

Public Library auditorium.

2:30—Song service, conducted by Thomas E. Taylor, secretary, Indianapolis, Ind.

2:45—Address, Thomas Jesse Jones, Ph. D., United States Department of Commerce and Labor, Bureau of Census, Washington, D. C.

3:15—Section Conference on City Work—Topics: "Finding a Man—the Solution," L. E. Johnson, secretary, Washington, D. C.

"Sociology Interpreted in Christian Terms," Thomas Jesse Jones, Ph. D.

Section Conference on Student Work—Topic: "Bible Study Methods," John B. Watson, secretary International committee, Atlanta.

4:30—Introductions.

NIGHT.

Fifth-street Baptist church.

8:00—Song service, conducted by Prof. A. H. Caldwell, New Orleans, La.

8:20—Stereopticon views.

8:50—Short address, Thomas Jesse Jones, Ph. D., Washington, D. C.

9:00—Address, "The Investment of a Life: An Appeal to Young Men," Right Rev. George W. Clinton, D. D., Bishop A. M. E. Zion church, Charlotte, N. C.

UNUSUAL MERIT

ATTACHES TO ART EXHIBIT OF SPEED S. MENEFEE.

Paintings On View At Klauber's Studio—Represent Years of Close Study.

Among the numerous picture shows held in Louisville during the past few weeks that by Speed S. Menefee, on view at the Klauber gallery, stands out as one of unusual merit. After a long course of rigorous training in this country and in the Parisian schools Mr. Menefee spent a number of years painting in France, Holland, Spain and Northern Africa. The pictures in this exhibit are some of the results of this latter period of mature accomplishment.

It is only during the past fifty years that artists have turned their attention toward that most difficult field in which Mr. Menefee is so successful—the rendering of the full beauty and brilliance of sunlight. Those who demand that art be merely a repetition of what has gone before will hardly find their theories of landscape painting carried out in these unconventional and wonderfully luminous pictures. Even the most hidebound conservative, however, must be convinced of the accomplished and resourceful command of his medium which Mr. Menefee displays.

And those who approach nature without prejudice will find revealed in Mr. Menefee's pictures the work of a painter who is thoroughly in sympathy with the strength as well as the tenderness of the great out-of-doors. He is pre-eminently a painter of landscape, but when he essays an interior subject he is equally happy in his results. Or, as in No. 5, "The Head of a Moroccan Negro," he has produced a masterpiece of vigorous handling, and harmonious but almost startlingly vivid scheme of color so appropriate to the subject. The model is typical of the East—strong, bold with a suggestion of latent cruelty, with which the flaming headdress, the warm flesh tons and the brilliant white background are entirely in keeping.

The pictures of interiors or those glimpses through the doorways and arches of Moorish houses and mosques are most charming in their arrangement of light and shade and in their tone and color. No. 4, "Interior of the Palace of Charles V.," or No. 7, "Entrance to the Mosque—Alhambra," with its harmonious treatment of the old stone walls and flagged pavement leading through to a gleaming, sunlit court within, or the hauntingly beautiful "Night Watch—Tangier," with its turbanned sentinels crouching in the dark shadow of a doorway—the whole scene bathed in the mysterious moonlight of Northern Africa, these are examples of Mr. Menefee's varied and felicitous treatment of such themes.

CONVENT HANDIWORK ON SALE ON FOURTH AVENUE.

The event in Catholic circles this week is the holiday sale of handmade and embroidered garments and novelties from the Good Shepherd Convent on Eighth street, which is being held in the hall of the Knights of Columbus, on Fourth avenue, near York street.

The booths are nine in number, presided over by Mrs. Matt O'Doherty, Mrs. D. F. Murphy, Mrs. Charles Smith, Mrs. Charles Sauter, Miss Emma Deppen, Miss Penny Caffery, Mrs. John Gorman, Mrs. M. J. McCluskey, Mrs. J. J. Maloney and Mrs. John Graves.

The stock consists of handmade embroidered underwear, shirt waists, handkerchiefs, children's garments, table linens, novelties, religious articles and dolls.

The sale will continue to-day and to-morrow, closing to-morrow evening at 10 o'clock.

SOLE RIGHT TO CONTROL TAXES

Claimed by House of Commons In Resolution.

Emphatic Protest Against Action of Peers.

Asquith's Speech Teems With Satire.

GREAT STRUGGLE IS ON.

London, Dec. 2.—By a majority of 215 after a brief but exciting sitting, the House of Commons to-day recorded its claim to exclusive control of the nation's purse, a claim never before challenged in modern times. The vote was taken on a resolution offered by Premier Asquith, which declared "that the action of the House of Lords in refusing to pass into law the financial provisions made by the chamber for the expenses of the year was a breach of the Constitution and a usurpation of the rights of the House of Commons," and the resolution was passed by a vote of 349 to 134.

By this vote the opposing forces of the lords and commons are placed in battle array for one of the greatest constitutional struggles that has come before the country's judgment for centuries. The scenes of enthusiasm which accompanied the voting on Mr. Asquith's resolution were in marked contrast to those witnessed during the recent debate in the House of Lords.

* * *

Balfour's Speech Poor.

Mr. Balfour, leader of the opposition, evidently was suffering from the effects of his indisposition, and did not speak at his best. His speech lacked the ring of sincerity and conviction which characterized the Prime Minister's.

The latter had an easy task in pouring ridicule upon what he described, amid the rousing and encouraging cheers of his supporters, as a "new fangled Caesarism," this "arrogant usurpation" of the House of Lords.

The Premier's ironical reference to the "instinct of divination" of the peers on reaching manhood dissolved his hearers in laughter. He quoted with trenchent effect the speech of Mr. Balfour less than a year ago, in which the former Premier described himself as a "House of Commons man," and said:

* * *

Quotes Balfour.

"It is the House of Commons, not the House of Lords, which settles uncontrolled our financial system. If the House of Lords could touch the money bills the whole executive machinery of this country would be brought to a standstill."

The amusement with which the Liberals listened to these quotations from Balfour against himself was only equaled by the chagrin depicted on the faces of Mr. Balfour's followers. Altogether, Mr. Asquith surpassed himself, and his elated followers declare that he never made a finer or more effective speech.

Arthur Henderson, leader of the Labor party in the House of Commons, announced that the Government would have the whole-hearted support of the Laborites.

Premier Asquith announced in the House of Commons to-day that the Government had advised King Edward to dissolve Parliament and that his Majesty had accepted the invitation.

* * *

Would Pass Budget Again.

The Premier added that if the Liberals were returned to power, the first act of the Government would be the re-enactment of all the taxes for which provision was made in the budget rejected by the House of Lords.

All the preliminaries to the great political battle are being cleared away this afternoon at Sandringham, where the King held a meeting with the Privy Council during which he signed an order proroguing Parliament until January 17, 1910. The fixing of this date was a mere formality, as before that time the present House will have been dissolved.

The center of interest to-day was the House of Commons, where Premier Asquith on behalf of his government delivered the reply to the action of the Lords withholding their consent upon the budget. The House was crowded with members and the galleries were filled with Lords, diplomats and other distinguished personages.

The Ministers and Unionist leaders, including A. J. Balfour, who had sufficiently recovered from an indisposition to take part in the debate, entered the chamber during the course of the routine business, and were received with cheers by their supporters, who rose to their feet and waved their hats in welcome to the chiefs. The Nationalists, who had decided not to participate in the debate or division, were absent.

* * *

Cheers For Asquith.

Premier Asquith's first words as he rose amid a wild demonstration of enthusiasm to move the resolution, of which he had given notice on Tuesday, were:

"We are meeting this afternoon under circumstances without example in the history of the British Parliament."

The Prime Minister pointed out that in opening Parliament the King had invited the House of Commons alone to make provision for the heavy additional expenditure in view of the necessities in the way of social reform and the national defense. The budget was the result and it represented, he said, in a greater degree than could be said of any other measure of "our time," the deliberate work of an overwhelming majority of the representatives of the people.

In the course of the week that whole fabric had been thrown to the ground by a body which, admittedly, had no power to increase or decrease a single tax. With much emphasis Premier Asquith declared that the House of Commons would prove unworthy of its traditions if it allowed a single day to pass without making clear that it did not mean to brook this grave indignity and arrogant usurpation of its rights.

The session of Parliament was closing, the Premier said, without a financial act, and until fresh provision could be made the necessities of State could be supplied only through borrowing. He expressed the hope that the ultimate loss to the Government would not be very great, but added that so far as the present financial year was concerned, it was obvious the result of the action of the House of Lords must create the largest deficit yet faced.

His warnings, he said, had been unheeded and the responsibility of the chaos, confusion and loss must rest with the Lords.

* * *

No Amendments.

In view of the fact that the Government could not continue the collection of taxes after the prorogation of Parliament, the Premier said that it had been suggested that the lower chamber bring in a new budget; but he thought that affairs would have come to a pretty pass when the House of Commons had to stoop to the humiliation of presenting to the House of Lords an amendment budget trimmed to meet their scruples.

To adopt such a suggestion would be a recognition of the Lords' right to amend a finance bill. The only course left open to the Government was to advise the King to dissolve Parliament at the earliest possible moment, and His Majesty had accepted that advice.

Accordingly the new House of Commons would provide restrospectively and prospectively for the needs of the current financial year. If returned, the first act of the Government would be to reimpose from the present week all taxes and duties embodied in the finance bill and to validate all past collections made in anticipation of its passage.

The object of his resolution, Premier Asquith explained, was to make a prompt and solid protest against the whole proceedings of the Lords in regard to this matter. The members of the House of Commons need not be ashamed to be called pedants if they used the same means as had those who in the past put an end to the domination of the crown in order to put an end to usurpation on the part of the Lords.

* * *

Nothing Irrelevant.

He contended that there was not a single clause in the budget bill which was not relevant to the matter of raising revenues. If the contention of the Lords that in rejecting the budget they were only referring it to the people held good no Liberal Government would be safe. They might have to refer all taxes to the people and the Lords would have power to advise the King to dissolve Parliament.

The upper house seemed to have the instinct of divination which enabled them to discern to a nicety, provided always a Liberal Government was in office, those occasions and the existence of those matters in regard to which the people's representatives were betraying the people's trust.

After quoting authorities in favor of his contention that the Commons had the exclusive right to determine the matter of taxation and expenditure, Premier Asquith concluded:

"We are living under a system of false balances and loaded dice. When democracy voted for a Liberal Government the dormant second chamber awoke from its slumbers and nullified the work of the House of Commons.

"We shall ask the House by this vote, and we shall ask the constituencies at the earliest possible moment, to declare that the organ, the voice of the free people of this country, is to be found in the accredited representatives of the nation."

* * *

The Resolution.

The Government's resolution was presented in the words in which notice of it was given, and in substance as follows:

"Resolved, That the action of the House of Lords in refusing to pass into law the financial provisions adopted by this chamber for the expenses of the year, was a breach of the Constitution and a usurpation of the rights of the House of Commons."

Following the premier A. J. Balfour strenuously defended the action of the Lords, who, he said, had a clear conviction of their powers. These were not excessive and the efforts made to curtail them partook of a pettiness in character and were extremely inconvenient to the public interest.

In declaring that the constituencies should be consulted the Lords had not gone beyond the functions which should be left to the second chamber, he said, though the reference of bills to the country by the Lords was rare, their opponents had no right to lay claim to this rarity as showing that the power of the upper chamber in this respect should fall into desuetude.

* * *

Hopes Instances Will Be Rare.

Mr. Balfour said he hoped instances when the Lords referred such a question to the country would be rare. He hoped also that the Lords would never abandon the essential point of the controversy, which was whether the Lords in declaring that the constituencies should be consulted had gone beyond the functions which ought to be left to the second chamber, however rarely they might deem it proper to exercise them. That was a point which the country would have to decide.

If the country was desirous of getting the budget they would get it just as much after the vote of the Lords as before. If the Government was returned the question would be settled and the budget, Mr. Balfour presumed, would be passed without alteration. That was what the second chamber was for. It was erroneous to confound the process of rejecting a bill with the process which the Lords had pursued in this instance. Their course had been strictly in accordance with the whole theory of the second chamber, and his belief was that the country would take the same view of the matter.

In announcing the support of the Government by the laborites, Mr. Henderson declared that the continuance of the second chamber as constituted at present was absurd and logically indefensible. The Lords having defrauded the people of many fruits of self-government had become emboldened sufficiently, he said, to try their hand at an usurpation of the rights of the House of Commons, in regard to matters of finance. All the power that the Labor party possessed, he added, would be used to assist in securing an emphatic verdict from the country in the sense of the resolution presented by the Prime Minister.

Gen. Dudley Ill.

Washington, Dec. 2.—Gen. W. W. Dudley, of Indiana, formerly Commissioner of Pensions, is dangerously ill at his home here.

THE BEST "APENTA" NATURAL APERIENT WATER

BOTTLED AT THE SPRINGS, BUDA PEST, HUNGARY.

STRIKERS GOING BACK TO WORK

Duluth Switchmen Vote To Resume Duties.

Railroad Managers Say End Is Near.

Union Leaders Contend Defection Is Unimportant.

BOTH ISSUE STATEMENTS.

St. Paul, Minn., Dec. 2.—The most important development of the evening in the switchmen's strike was the action of the Brotherhood of Trainmen at Duluth, who voted to go back to work to-morrow on advice of their vice president, A. F. Whitney, who stated that the strike of the trainmen was unconstitutional.

President F. T. Hawley, of the Switchmen's Union, said he was not alarmed at this turn of affairs. Mr. Hawley stated that only 30 per cent. of the switchmen at the head of the lakes are Brotherhood men and his advices to-night were to the effect that only half of these would resume work to-morrow.

"The action at Duluth to-night will make no material change," said Mr. Hawley.

* * *

Railroad Men Elated.

The railroads were much elated over the outlook. President L. W. Hill, of the Great Northern, stated that he had received reports from Fargo and other points in North Dakota and Montana that the switchmen were going back to work all along the line.

Mr. Hawley did not attach any importance to the report that the action of the Brotherhood of Railway Trainmen was part of a scheme to disrupt the Switchmen's Union.

"There is absolutely nothing to it," said Mr. Hawley. "While it is true that there have been misundrstandings between the Switchmen's Union and the Brotherhood of Railway Trainmen in the East, there is not now and never has been any trouble in the West. In the East there has been trouble over the question of jurisdiction, the trainmen at some points claiming jurisdiction over both yards and trains. But in the West the territory affected by the present strike the trainmen have had absolute sway over the trains and have not attempted to share with the switchmen the jurisdiction over the yards."

* * *

Slade's Statement.

The statement of General Manager Slade, of the Northern Pacific, is as follows:

"The situation on the Northern Pacific shows steady improvement. Passenger trains are generally making good time. Regular local freight train service has been established over all main lines and branches.

"Additional switching force is being secured rapidly. Less than carload freight will be accepted for all points on the Northern Pacific at the St. Paul and Minneapolis freight houses to-morrow."

General Manager Gruber, of the Great Northern, issued the following statement to-night:

* * *

Says Situation Improves.

"The situation materially improved the past twenty-four hours. Freight houses opened for both receiving and forwarded business at St. Paul, Minneapolis, Superior and Duluth. Several yardmen who went out Tuesday have returned again at two different points and are at work. We expect a considerable addition to our switching force at the terminals to-morrow.

"Our fast mail arrived at Seattle on time this morning notwithstanding the strike and just having recovered from severe rains and washouts in the mountains and on the coast."

* * *

Keep Police On Duty.

John J. O'Connor, Chief of the Police Department, practically admitted that he considered the switchmen's strike situation serious to-day, when he issued orders requiring all members of his day force to stay on duty at Central station until 10:30 o'clock in the evening, and recalled all patrolmen on leave. The order goes into effect to-night, and will continue until all danger of a clash between the strikers and the strikebreakers is ended.

Several conferences between the chief and officials of the railroads have been held to-day. According to the latter, the beginning of the end of the strike is in sight. One official said that the railroads were handling 30 per cent. of all business offered.

"We are employing new men as fast as they come, and we are moving a large amount of package freight. In a week the public will not know that there is a strike on among the switchmen."

* * *

Nearly 300 New Men.

Between 200 and 300 men arrived today from Chicago and were distributed about St. Paul, Minneapolis and Duluth. The railway managers say they can get plenty of men to take the places of the switchmen, and that some of the men now on hand are experienced switchmen. Some will be placed at work in the yards and others will be utilized as guards.

Five switch engines were working in the Union depot yards to-day and others were expected to be put in commission when needed. According to G. T. Slade, third vice president of the Northern Pacific Railway Company, two coal trains were moving to-day between Duluth and St. Paul and four trains of grain and miscellaneous freight were moved into Duluth from the West. Way freight service, he said, had been re-established on practically all lines.

* * *

Conditions Slightly Improved.

Certain St. Paul wholesale grocers reported to-day that shipping conditions were somewhat improved, while commercial dealers and produce men said that conditions were unchanged.

As against the optimistic statements of the railroad managers, the strike leaders say they are in a stronger position to-day than they have been since the strike started. They refer to the fact that the Brotherhood of Trainmen and Conductors passed resolutions in joint session declaring that they would "stand neutral" and only do such switching work as they have always done.

Factory forces are being reduced owing to the shortage of supplies caused by the freight tie-up and the shops of the Great Northern railroad here, employing 1,000 men, failed to open for business to-day. All but one of the twenty-three big flour mills in Minneapolis are idle.

* * *

Strikebreakers Report.

Imported strikebreakers, wearing special police badges, were reported on duty at the Union Station yards today. President Hawley called the attention of State Labor Commissioner McEwen to the railways.

McEwen said that if the men wearing police badges were not residents of Minnesota, they and those responsible for their presence in the State were violating the State law. Mr. McEwen stated this afternoon that if he finds that nonresidents of Minnesota are wearing special police badges he will at once order their arrest as well as those who brought them here if they appear liable under the law.

* * *

Lawler Addresses Switchmen.

Mayor Lawler, retained by the switchmen as legal counsel, addressed a mass meeting of the switchmen in Minneapolis last night. During the course of his remarks he said: "The five men you have selected to lead your strike are tried men and true, and I would rather follow their lead than that of the ten gentlemen at the Hotel Ryan in St. Paul. Some of the newspapers give you the employer's side only and state that the railroad managers were not notified until too late of the contemplated action of the switchmen, but I state here and now, that they knew to a man that the strike order was issued and that they made no offer of a settlement to avert the impending trouble."

When President Hawley, of the Switchmen's Union, was shown the statement of the general managers in Chicago regarding the refusal of the men to arbitrate their differences, he said:

"I do not care to make a formal answer to that until I consult with Mayor Lawler, who is our legal adviser. Mr. Lawler, however, has answered every point raised by the general managers' committee in his statement, which was made public here to-day."

* * *

Will Remain Neutral.

At a meeting of the striking switchmen to-day a committee from the Brotherhood of Railway Trainmen and the Order of Railway Conductors presented a resolution adopted in joint meeting at Melrose, Minn., December 1, declaring that they would "stand neutral and refuse to do other than the customary work as done prior to the pending trouble."

This means that the trainmen and conductors will refuse to do any switching except at small stations and where it has been customary for train crews to switch their trains.

Mayor Lawler, as legal counsel for the switchmen's union, this afternoon issued a statement defining the position of the men and the refusal to arbitrate under the Erdman law.

* * *

Refuse To Discuss Wages.

The Mayor says that the railroad managers, making a concerted action through the press to create public opinion in their favor, are not in a position to charge the men with unfairness in refusing to arbitrate under that law for the reason that from the beginning of the dispute the managers refused to consider a suggestion relative to an increase in wages for the men.

Mayor Lawler says the Erdman law is so hedged about with legal provisions that should the switchmen agree to arbitrate under that law they would be stripped of all legal power to legitimately press their claims and it would put them completely in the power of the railroads.

Mayor Lawler says, admitting that the decision was favorable to the switchmen, the railroads might appeal to the courts and delay a final decision from one to two years, during which time they would be compelled to work under the old schedule of wages and it would be illegal for them to strike or in any way aid in a strike.

Gov. Adolph O. Eberhart will be in St. Paul to-morrow morning to take up all questions of the strike which may properly go to him. He has been kept informed of the situation during his stay in Chicago.

WILLING TO ARBITRATE,

But Switchmen Would Not, Says Railway Managers' Committee.

Chicago, Dec. 2.—Railroad managers interested directly and indirectly in the switchmen's strike in the Northwest discussed the situation here late to-day. Commercial interests in the city alarmed over the possibility of a serious disturbance of the nation's business considered the advisability of appealing to President Taft to use his influence to prevent a spread of the trouble.

Martin Knapp, chairman of the Interstate Commerce Commission, arrived here with the members of the railway general managers' committee from St. Paul who are planning to make Chicago their headquarters.

Later in the day the joint committee of railway managers issued the following statement:

* * *

Give Out Statement.

"The millions of people who will suffer by reason of the growing paralysis of traffic of thirteen railways entering St. Paul and Minneapolis and by the throwing out of employment thousands of men engaged in mining, manufacturing and commercial business should know that this situation is due to the refusal of the membership of the Switchmen's Union of North America to abide by the proposed arbitration of differences. That the present strike was called notwithstanding the commissioners' suggestion and the managers' offer to arbitrate, and violates the spirit of fair play which every American citizen must regard as a fundamental principle as between employer and employe. The proposal that the question involved should be arbitrated was acquiesced in by this committee, which assumed that the switchmen shared the desire for an amicable adjustment of the questions under consideration and would not willingly bring upon the public the paralysis of business, the immense monetary loss and the actual hardship which a strike would occasion.

* * *

Hawley Signed Invitation.

"Notwithstanding that President Hawley of the Switchmen's Union joined with this committee in the telegram sent November 23 to Martin Knapp, chairman of the Interstate Commerce Commission, and to Charles P. Neill, United States Commissioner of Labor, inviting their good offices as meditators under the Erdman act, the strike order was issued, without the knowledge of the managers' committee or of the mediators, by the switchmen's committee, directing the switchmen to cease work in event that their full demands had not been conceded, a violation of good faith which led to the present condition. The transportation of perishable freight has become practically impossible and the result cannot but fail to bring actual hardship to the public. Every effort will be made to restore transportation conditions to the normal at the earliest possible moment."

RETURN TO WORK.

Switchmen At Duluth Decide Strike Order Is Unconstitutional.

Duluth, Minn., Dec. 2.—As a result of a meeting of the Brotherhood of Railway Trainmen here this afternoon, 80 per cent. of the striking switchmen will return to work to-morrow morning, most of them for the Northern Pacific.

It was the sense of the meeting that the order to switchmen to strike was unconstitutional and all were advised to hold out no longer. The Great Northern and the Chicago, St. Paul, Minneapolis and Omaha both announced to-night that they are ready to receive freight, and it is reported that 100 strikebreakers will be here in the morning to enable them to conduct the business.

The members of the Brotherhood of Railway Trainmen, which constitutes a majority of the men employed as switchmen in the yards at the heads of the lakes, this afternoon unanimously voted to continue their work as switchmen, being advised to take this course by A. F. Whitney, vice president of the organization of which the switchmen are members.

It is said that the men who arrived to-day to fill the places of the striking switchmen were formerly members of the American Railway Union and went out in the big strike of 1894, and the men who are now out are the men who took their places then.

NOT IN SYMPATHY.

President of Brotherhood of Railway Trainmen Issues An Order.

Chicago, Dec. 2.—That little support may be expected by the striking switchmen from the Brotherhood of Railway Trainmen was shown here to-night when W. G. Lee, president of the brotherhood, mailed to all lodges a letter which read in part as follows:

"Let it be understood that members of the Switchmen's Union filled the places of our members during an authorized strike of the Brotherhood of Railroad Trainmen on the Fort Worth belt railway in August of this year, and in the face of such action by that organization I cannot understand how Hawley can expect our members to disregard their own laws and decent methods in order that the present strike may be won for him. Members of the brotherhood must not take the places of strikers, but should perform their regular duties, or resign and seek employment elsewhere."

Similar instructions were issued by President W. S. Carter of the Brotherhood of Locomotive Firemen and Enginemen.

ENGINEERS WANT INCREASE.

Employes of Great Northern and the Northern Pacific To Ask For More Money.

Spokane, Was., Dec. 2.—Reports are current here that the engineers and firemen of the Great Northern and the Northern Pacific have demanded an advance in wages.

At the local offices of the Great Northern it was admitted that a new schedule was being prepared, but it was explained that this was in line with demands made several weeks ago."

The Brotherhood of Railway Trainmen does not intend to break its contracts with the railroads, according to orders issued to-day from the brotherhood headquarters. These direct that where the members of the brotherhood are in the majority in a switch yard, they shall keep their contract and continue at work.

Where the brotherhood is in the minority and does not have a contract covering the yards, its members are advised to "resign." This latter condition prevails in Spokane where the men employed in the switch yards have walked out.

ASKED FOR CONFERENCE,

But Engineers and Firemen Are Not Seeking Increase.

St. Paul, Dec. 2.—General Managers Slade, of the Northern Pacific, and Gruber, of the Great Northern railways, both denied to-night that the engineers and firemen of their systems have demanded an advance in wages. Mr. Gruber, of the Great Northern, stated that the engineers and firemen asked for a conference with the general managers' committee in October, shortly after the switchmen asked for their conference, but that no individual demands had been made on the two roads mentioned.

The statement to the effect that a new schedule was being prepared at the Great Northern offices was declared by Mr. Gruber to be untrue.

Strikebreakers On Way.

Winnipeg, Man., Dec. 2.—A coach filled with strike-breakers destined for St. Paul left this city this evening to take part in breaking the switchmen's strike. The men, who are all experienced, came from New York and Pennsylvania.

GOMPERS INDORSES REORGANIZATION PLAN.

Letter From Labor President In Regard To Meeting of State Federation At Frankfort.

F. W. McIlvaine, corresponding secretary of the United Trades and Labor Assembly of this city, has received a letter from Samuel Gompers, president of the American Federation of Labor, advising him that the Kentucky State Federation of Labor should be reorganized January 10, 1910, at Frankfort, under the auspices of the United Trades and Labor Assembly of this city. Mr. Gompers wrote as follows:

Mr. F. W. McIlvaine, Corresponding Secretary United Trades and Labor Assembly, Louisville, Ky.—Your favor of November 24 is received and contents noted. Now, in regard to the meeting to be held in Frankfort January 10, 1910, for the reorganization of the Kentucky State Federation of Labor, in my opinion circulars requesting co-operation of local unions throughout the State should be issued by the United Trades and Labor Assembly. I should be glad, however, to give it an official indorsement and an appeal to be made a part of it, urging the organizations throughout the State to be represented at the meeting. Send me draft of the circular just as soon as you get it prepared and I will give it my immediate attention. Hoping to hear from you further at your convenience and with kind regards, I am fraternally yours,

SAMUEL GOMPERS,
President of the American Federation of Labor.

Will Not Support Switchmen.

Cleveland, O., Dec. 2.—Officials at the headquarters of the Brotherhood of Railway Trainmen here say that their organization will not support the Switchmens' Union in its strike in the Northwest, according to A. E. King, grand secretary of the brotherhood, who said the organization would fulfill its contracts.

TAKE TESTIMONY ON RAILROAD TARIFF.

Mobile, Ala., Dec. 2.—It was announced here to-day that the taking of testimony in the matter of a reduction of tariffs affecting Alabama and diverging railroads will take place at Chicago, Louisville and other cities. The railroads will contend that the reduction proposed is confiscatory and unreasonable.

PILES CURED IN 6 TO 14 DAYS. PAZO OINTMENT is guaranteed to cure any case of Itching, Blind, Bleeding or Protruding Piles in 6 to 14 days or money refunded. 50c.

WEST-ENDERS

WANT THE BROADWAY POLICE STATION RETAINED.

Adopt Resolutions Claiming It Is Necessary For the Protection of Property.

The West End Progress Club last night adopted resolutions protesting against the discontinuance of the West Broadway police station recommended by Chief of Police Lindsay.

The resolutions stated that there were 1,500 citizens in that section which were under the protective wing of that station as well as property valued at $400,000. The club has a membership of several hundred and has been organized for two years. The club was organized for the purpose of advancing the interests of that section of the city and has done much, so the members say, for the improvement of the neighborhood.

Speeches were made at the meeting against the abolition of the substation by Lawrence Reichert, George Burke, Alderman Barney Campbell and Albert Krieger. The point was made by all the speakers that no section of the city was growing more rapidly than that portion lying on West Broadway.

"We admit that in one direction the substation is not far from the city limits," said a member of the club last night, "but remember that the station protects many inside the city limits. Again contractors are now working 400 men on sewer work and in a month or two 1,500 men will be at work on the same work. Police protection is needed for this. We do not want mounted police. We want policemen on bicycles. The city owes our citizens as much protection as it does those in the central part of the city."

RECESS IS TAKEN IN RANKIN TRIAL.

Union City, Tenn., Dec. 2.—Because of the lack of a panel to-day from which to select jurors to try the case of Cloar and Johnson, alleged night riders, charged with the murder of Quentin Rankin, the court announced a recess until to-morrow.

We Need the Room.

$1.98

For $6 Corsets

We have given up part of our corset section for the display of holiday goods. Have decided to close out 400 pairs of Fine Corsets at the above price for choice. It represents broken lines and odd sizes in all the fashionable high-grade makes, such as Redfern, Bon Ton, American Lady, W. B., La Bonita, Lily of France, etc.

We haven't all sizes in each, but every size can be fitted in one style or another at the start.

Hurry down this morning and get the one that fits you before somebody is ahead of you. Remember there is not a corset in the lot worth less than $3.00. The majority of them were $5.00, and at the beginning there will be over one hundred that are really worth $6.00. Pick them out now at,

$1.98.

Boston Store Louisville, Ky

Only One "BROMO QUININE," that is Laxative Bromo Quinine Cures a Cold in One Day. Grip in 2 Days. E. W. Grove on every box. 25c

RELIABLE—CAMDEN HIGH-GRADE PITTSBURG COAL—ECONOMICAL

Both Phones 585

C-J 12-3-09

Here is a Delightful Change

YOU have tried the *rest*. Just try *one* package of the new, temptin rice-food. So much *better* than the *best* of *other* breakfast foods that you will adopt it for all time when you and yours have once learned its delicious, *different* flavor. Change *to-day* to

Kellogg's Toasted Rice Flakes

—crisp, appetizing, satisfying—the latest product of the great food laboratories affiliated with the famous *Battle Creek Sanitarium*. Choicest rice grains rolled into transparent flims and toasted just right to bring out their delicate, nut-like flavor. Rice is the world's greatest food—the most digestible and nourishing of all cereals—Toasted Rice Flakes offer it in its most readily assimilable form.

Another New Food—Toasted Rice Biscuit

—a delicious rice toast. Serve it alone, or with cream or fruit. Children thrive on Toasted Rice Biscuit. Ask your grocer for Kellogg's Toasted Rice Foods. Large packages, 10c.

The Kellogg Toasted Rice Flake & Biscuit Co., Battle Creek, Mich.

Buy and Try a Package Today Only 10 Cents

Endorsed by the Battle Creek Sanitarium

SPECIAL RATES

ILLINOIS CENTRAL RAILROAD — CENTRAL MISSISSIPPI VALLEY ROUTE

South AND Southwest

New Orleans AND RETURN $21.00

Vicksburg, Miss.	$19.85	Velasco, Tex	$34.00
Jackson, Miss.	$18.95	Dallas, Tex	$34.00
Greenville, Miss.	$17.75	Ft. Worth, Tex	$34.00
Houston, Tex	$34.00	Oklahoma City, Okla.	$31.50
San Antonio, Tex.	$34.00	Shawnee, Okla	$31.50
Galveston, Tex	$34.00	Amarillo, Tex	$34.00
Corpus Christi, Tex.	$34.00	El Paso, Tex	$43.00
Brownsville, Tex	$34.00	Mexico City, Mex.	$56.00

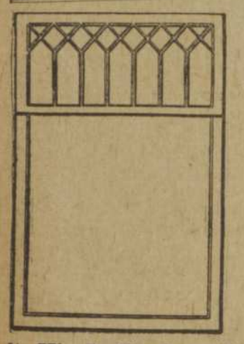
Low rates to other points in South and Southwest.

Several Hours Quickest Line to the Southwest.

On Sale Dec. 7 and 21

Only line running Pullman tourist sleepers from Louisville to New Orleans, Houston, San Antonio and El Paso. Berths half the cost of regular sleepers.

CITY TICKET OFFICE, S. E. Corner Fourth and Market.



Doors, Glazed Sash, Columns and Lumber

We carry a complete line, all sizes, made from thoroughly seasoned and properly prepared material. Specify in your contract W. J. Hughes & Sons Co. Lumber—you will then secure the very best.

A SPLENDID ASSORTMENT OF STYLES ALWAYS ON HAND.

W. J. Hughes & Sons Co., (Incorporated.) **14th and Maple,** Louisville, Ky.

$4.00 PER TON.

DON'T TRY to get $4.00 worth of comfort and satisfaction out of a ton of cheap coal, because it's not in it. Buy FOX RIDGE.

SCANLON COAL CO. (Incorporated.)

Both Phones 405. G. T. RIDER, Gen. Manager.

"The Cadillac is different from all other automobiles.

"If you know the difference you will buy a Cadillac."

Let us explain the difference and show you why the Cadillac is the best machine to buy.

KENTUCKY AUTO CO. (Incorporated.) 951 Third St., Near Breckinridge.

IN THE INTEREST OF AMERICAN EMBASSIES

LUNCHEON MAY BE GIVEN IN LOUISVILLE TO-MORROW.

REPRESENTATIVE OF NATIONAL ASSOCIATION IN CITY.

PRESIDENT JONES IS COMING.

It is probable that the president of the American Embassy Association of New York, E. Clarence Jones, and Frederick Townsend Martin, of the association's executive committee, will arrive in Louisville this afternoon of to-morrow morning, and if possible to arange the affair in so short a time will invite a number of representative business and professional men of Louisville to be their guests at luncheon to-morrow at The Seelbach. Mr. Townsend, who last summer traveled 11,000 miles in Europe for the association to inspect the American embassies and legations in the seventeen capitals of that continent, which collected a large amount of interesting data regarding the housing of Uncle Sam's diplomatic representatives in Europe, arrived here yesterday morning from St. Louis and is endeavoring to arrange for Saturday's meeting.

The American Embassy Association is an organization formed by some twenty prominent business men in New York last spring, and its membership throughout the country now numbers many thousands, among them several prominent citizens of Louisville, I. W. Bernheim, Robert W. Bingham, Percy N. Booth, George G. Brown, S. P. Graham, John B. McPherson, John B. Pirtle and Quentin D. Vaughan.

The association finances itself. There are no dues and the luncheon on Saturday, if it is held, will be entirely an invitation affair given at the association's expense, and no subscription or contributions will be asked.

The object of the association is to urge through public opinion upon Congress the economic and patriotic need of providing suitable homes for American diplomatic representatives in foreign countries.

The United States owns only three of its diplomatic residences—the embassy buildings at Constantinople, Tokio and Pekin, whereas Great Britain owns her diplomatic buildings in every capital of the world, and even China, Japan and Mexico have handsome buildings in almost every capital.

Under the present system the diplomatic representatives of the United States are obliged, out of their comparatively meager salaries, to pay the rental of their houses, with the result that only very wealthy men can afford to take the post of ambassador in the larger capitals, thus excluding brains and ability very often when the question of their successors comes up, while in many capitals American national prestige is greatly injured by the poor housing of its representatives.

E. Clarence Jones, president of the association, and Messrs. Martin and Townsend are making a tour of the Middle West to bring this subject to the attention of the public and have already addressed large meetings in Chicago, Milwaukee and St. Louis. They gave a banquet on Wednesday night at the Mercantile Club in St. Louis to the business men of that city, at which some 600 representative men were present and at which former Gov. Francis presided.

Messrs. Jones and Martin probably will speak to the business men of Memphis to-night.

Internal Revenue Collections.

The internal revenue collections yesterday were as follows: Lists, $1; beer, $265; whisky, $69,250.28; cigars, $690.90; tobacco, $7,450.68; special twos, $7; case stamps, $22; total, $77,686.86.

Marriage Licenses.

Marriage licenses were issued yesterday to the following:

C. J. Dunlop and Della R. Miller.

George B. Kelley and Mattie S. Bell.

J. W. Edwards and Mary Meister.

NATIONAL BANK OF COMMERCE

CAPITAL AND SURPLUS OVER $1,100,000.00

AN ASSURANCE OF SAFETY.

The strict regard which the management of this bank has for those conservative methods and principles of sound banking, which have characterized the history of the bank since its establishment in 1866, furnishes unquestioned assurance of safety for deposits. Accounts subject to check cordially invited.

3 PER CENT. PAID ON CERTIFICATES OF DEPOSIT.

N. E. CORNER FIFTH AND MAIN STREETS

BITTER FIGHT.

Post-Office At Owensboro Causes Party War.

THREE APPLICANTS FOR PLACE AT DAGGERS' POINTS.

WILLIAM G. BARRET LATEST TO ENTER THE RACE.

CITY POLITICS PLAYS PART.

Owensboro, Ky., Dec. 2.—Present indications are that one of the warmest three-cornered fights that has ever been waged for postmaster of this city will be fought by the aspirants for the appointment. The fight has been going merrily on for the past few months between Fred Van Rensselaer and Peter Hugger, representatives of the two Republican factions of the city, and for awhile it looked as if they would be the only applicants for the place, but now William G. Barret, a prominent business man, has announced for the place and is making a hard fight to land the plum.

* * *

At Daggers' Points.

Hugger and Van Rensselaer were at daggers' points during the recent municipal election and have been waging a warm contest for the plum, which is the second best in the gift of the President for this district. They represent two factions of the Republican party in the city which until the recent election were united, but after the split each has been "knifing" the other.

The appointment of Lawson Reno as Collector of Internal Revenue for this district placed Van Rensselaer in the lead for the place of postmaster, but Mr. Barret's announcement has caused a damper to be placed on the Van Rensselaer boom. Barret has friends in both factions and he is taking the advantage of his opponents by soliciting the aid of those high in Republican politics in this city and State.

* * *

Bitter Factional Fight.

Van Rensselaer was one of the leaders of the Republican faction which supported Williams for Mayor of Owensboro, while Hugger is high up in the affairs of the faction which nominated Meisenheimer for Mayor. Williams and Van Rensselaer succeeded in defeating the Hugger and Meisenheimer faction for the nomination, but in the general election Meisenheimer and Hugger swung their influence for Lambert, the Democratic nominee for Mayor, and succeeded in dealing a death blow for the so-called Franks-Van Rensselaer-Williams machine, which had been in control of political affairs in the city for the past eight years.

All three of the applicants for the appointment as postmaster are arranging for a showdown and each has his friends who claim that their man will have the big end of the deal at the showing of the cards. The President has his hands full to satisfy the Republicans of this city in this appointment.

FIFTY PRISONERS SENTENCED.

Federal Court At London Closes Busy Term.

London, Ky., Dec. 2.—(Special.)—The November term of the United States Circuit Court and District Courts which has just closed here was the largest court so far as criminal business is concerned, that has ever been held at London. In all fifty prisoners were sentenced by District Judge A. M. J. Cochran either to the United States penitentiary at Atlanta, Ga., or the Laurel county jail for terms ranging from thirty days to three years. Those sent to the United States penitentiary were: Gib Maggard, John Russ Dixon, Alex McKnabb and Will Gibbs.

Maggard, Dixon, McKnabb and Gibbs were given one year and one day each in the United States penitentiary at Atlanta for violations of the internal revenue laws, this being the second offense for each. John P. Hubble was given the same sentence for embezzling United States mail matter while acting as assistant postmaster at Middlesboro, Ky. John R. Yount was given three years for various violations of the internal revenue laws, including carrying on the business of a distillery without having registered and giving bond as required by law, and removing distilled spirits to a place other than a Government warehouse. All the others were sentenced to the Laurel county jail for violations of the internal revenue law for terms ranging from thirty days to six months.

DIES AT RIPE OLD AGE.

Thomas E. Browder, Prominent Logan County Man, Passes Away.

Russellville, Ky., Dec. 2.—(Special.)—Thomas E. Browder, one of the oldest and best-known men in Logan county, died at Olmstead, this county, and was buried here to-day. Mr. Browder was 83 years of age and was widely known as a student and thinker. Wilbur F. Browder and James V. Walker, of this city, are his nephews. He is also survived by four daughters—Mrs. Mitchell, Mrs. Robertson and Misses Dora and Nannie Browder.

PLEASED WITH HUNT.

Harry Whitney and Party Leave Barren County For Florida.

Bowling Green, Ky., Dec. 2.—Harry Whitney, of New Haven, Conn.; the Arctic hunter, Will Norton, W. P. Norton and Mr. Turner, who have been the guests of Dr. Arthur McCormack during their hunting trip here, left to-day for Florida. They will be the guests of Andrew Carnegie while in that State. The distinguished hunters were successful here in securing a large quantity of quail and were delighted with their stay in Warren county.

Low Death Rate For Paducah.

Paducah, Ky., Dec. 2.—(Special.)—Paducah's death rate during November was probably the smallest in the history of the city. There were but twenty-six deaths, less than one a day, and the city has a population of 30,000. The births numbered thirty-one, the first time since Dr. H. P. Sights has been Health Officer that the births exceeded the deaths. The low death rate is due to the good sanitary condition of the city.

File Suit For Damages.

Cadiz, Ky., Dec. 2.—(Special.)—Henry and Ben Flood, of Trigg county, have filed suit in New Madrid, Mo., for $5,000 damages against the Hemmelburg-Harrison Lumber Company for the death of their brother, Filmore Flood, who was killed while in the employ of that company last April. John W. Kelly, of this place, brought the suit, but will be assisted by local attorneys at New Madrid.

Victim of Blood Poisoning.

Cadiz, Ky., Dec. 2.—(Special.)—Joe Baker, a widely-known citizen of Rock Castle, this county, died yesterday after an illness of about five weeks. Blood poison was the direct cause of his death. He was about 45 years of age and unmarried.

Venerable Woman Dies.

Horse Cave, Ky., Dec. 2.—(Special.)—Mrs. Fannie Settle, aged 80 years, died at her home here this afternoon from congestion of the stomach after a few days' illness. She is survived by two daughters, Mrs. Pernis Harlow, of this place, and Miss Myrta G. Settle, of Louisville. The funeral will be held from the residence at 2 o'clock Friday afternoon.

DIES ON ROADSIDE.

Garrard Kidwell, Aged Citizen of Trimble, Dies Suddenly.

Milton, Ky., Dec. 2.—Garrard Kidwell, aged seventy-four years, was found dead on the roadside near here this afternoon by J. O. Morlan, a farmer, who was coming to town. It is believed Kidwell was the victim of a paralytic stroke. The Coroner was notified at the time of his death. Kidwell was on his way to the Morelan farm to strip tobacco.

VISITORS IN WHITLEY.

Former Mayor J. F. Grinstead and Wife At Williamsburg.

Williamsburg, Ky., Dec. 2.—(Special.)—Former Mayor James F. Grinstead, of Louisville, and wife have been visiting here for several days. Mr. Grinstead is interested in the Proctor Coal Company, and a meeting of the stockholders was necessary on account of the death of Judge H. F. Finley, who was president and owner of the majority of the stock.

Operation Proves Successful.

Cadiz, Ky., Dec. 2.—(Special.)—Mrs. Homer Blane, wife of Dr. Homer Blane, of this place, who has been suffering for several months from appendicitis, underwent an operation a few days ago, and is now getting along nicely and indications are good for her recovery. The operation was performed by Nashville surgeons, assisted by the local physicians.

Killed By Falling Tree.

Paducah, Ky., Dec. 2.—(Special.)—Chester Glover, 40 years old, was killed in Graves county while driving a team of four mules hitched to a log wagon. A tree, which was being cut down, fell on him and crushed his skull. Death resulted in a few hours after he reached his home. He is survived by his wife and seven children.

Captures Two White Coons.

Paducah, Ky., Dec. 2.—(Special.)—Within the past month Joe Styers, who resides in the Oaks Station section of this county, has captured two white coons. He has the last one on exhibition here now. The fur is very fine, and he has been offered a high price for the skin.

Candidates For Postmaster.

Franklin, Ky., Dec. 2.—(Special.)—The term of Postmaster Thomas Sympson expires in February and considerable interest is being taken in his successor. E. H. Black, secretary of the Third district Republican committee; Capt. J. B. Harris and others are applicants.

Accidentally Shot While Hunting.

Owingsville, Ky., Dec. 2.—(Special.)—Archie, the 10-year-old son of J. Will Jackson, of Catlettsburg, who is visiting his grandfather, George Jackson, of this place, while out hunting accidentally shot himself in the right side. He is probably fatally wounded.

Drowned In Cumberland River.

Jamestown, Ky., Dec. 2.—(Special.)—Joe, the 14-year-old son of Robert Brown, was drowned in the Cumberland River, near Rowena, to-day. The body was recovered after about two hours search, but could not be revived.

Defendant's Demurrer Overruled.

Jackson, Ky., Dec. 2.—(Special.)—Defendant's demurrer to the libel suit of S. S. Taulbee against Sam J. Roberts, the Lexington editor, was to-day overruled. Twenty days was given Mr. Roberts to file an answer.

Kick of Horse Injures Boy.

New Haven, Ky., Dec. 2.—(Special.)—Earl, aged 12 years, son of Napoleon Cambron, who lives two miles north of here, was kicked in the face by a horse to-day. He is seriously, if not fatally, injured.

Found Dead In His Shop.

Paducah, Ky., Dec. 2.—(Special.)—Mayor Ellithorpe, a skiff builder, was found dead in his shop to-day. He was 52 years old.

Little Lessons in Publicity No. 3.

Daily Newspapers are the bread and meat of advertising; all other mediums are the accessories. All good in their place, but be sure of your nourishment before you indulge in the extras.

Daily Newspapers will sell your product, in the territory you select, at once and at a lower cost than any other method.

Ask the publisher of this paper or any general advertising agent to help you select papers best suited to reach the particular class you wish to interest.

CALLOWAY COUNTY'S NEWLY-ELECTED JAILER.

ELMUS W. ALDERSON.

Although Calloway county is normally Democratic, Mr. Alderson was the only Democrat who had opposition to win in the last election to fill county offices; and this fact, together with his big-hearted joviality, has caused him to be prominently mentioned for the Democratic nomination for Sheriff four years hence.

UNKNOWN MAN SLASHES THROAT

COMMITS SUICIDE IN BARN NEAR MIDDLETOWN.

HAD BEEN GIVEN FOOD AND SHELTER FOR NIGHT.

NOTHING FOUND ON BODY.

An unknown man with his throat cut from ear to ear was found by John Schindler, a blacksmith, in his barn yesterday morning, when he went to feed his horses and cattle. By the side of the body was a blood-stained razor.

The suicide came to Schindler's home at 6 o'clock Wednesday evening seeking employment. He said he was a blacksmith and wanted to work in the Schindler shop. Mr. Schindler told him that there was no vacancy, but informed him that he could secure work on the new extension of the Louisville and Eastern Railroad Company. At the time that the man approached Mr. Schindler the latter was feeding his horses in the barn, and the stranger said that he had been attracted by the lantern light as he wandered along the road.

Mr. Schindler, seeing that the man was footsore and weary, told him that he might spend the night on a cot in the loft, and when he learned that he had been without food since breakfast he gave him a good supper. The man ate the meal as if he were starving and returned to the barn about 8 o'clock, apparently to retire for the night. Next morning the body was found. Both the jugular vein and the carotid artery had been severed.

Magistrate Witherbee returned a verdict of suicide. A search of the dead man's clothes failed to reveal any name or street number, and it is probable that his identity will never be known. The man was about 5 feet 8 inches in height, brown hair, gray eyes and was smoothly shaven. He wore a dark blue suit and a blue gingham shirt. He stated to Mr. Schindler, when he applied for aid at his home on Wednesday evening, that he was a blacksmith from Paris. Mr. Schindler says that he seemed somewhat unbalanced.

The body was ordered taken to Frederick Meyer's undertaking establishment at Jeffersontown, where it will be prepared for burial. If the relatives do not claim the body it will be buried in the Potter's field at the county poor farm.

ICE AND STORAGE COMPANY FILES ITS CHARTER.

The Crescent Ice and Storage Company filed its charter in the County Clerk's office, listing its capital at $30,000, divided into shares of $100 each. The debt limit is $15,000. The incorporators and their holdings are: Theodore Evers, 150 shares; Henry Evers, ten shares; P. N. Joissaint, of New Albany, 140 shares.

Good Food

Is the secret of many a successful household.

Post Toasties

Is a delightful food to keep on the pantry shelf, because it is always ready to serve with cream or fruits.

Also used in numerous way to make many "good things better."

In packages, there is a little booklet, "Tid-Bits made with Toasties," that tells how.

Popular pkg. 10c.

Large Family size 15c.

"The Memory Lingers"

Postum Cereal Co., Ltd., Battle Creek, Mich.

SCRAMBLE

On For Jobs To Be Given Out by New Legislature.

MANY CANDIDATES FOR CLERKSHIPS AND OTHER PLACES.

IMMIGRATION AGENT GREEN MAKES ANNUAL REPORT.

HAZLETT CASE ON TRIAL.

Frankfort, Ky., Dec. 2.—(Special.)—With the opening of the General Assembly less than a month away candidates are coming thick and fast for the various minor offices which will be chosen by the two houses to serve during their sessions. There promises to be several warm races for several positions, but the scramble for the assistant clerkships of the House and Senate so far overshadows the other races. It is not believed that either Clerk James E. Stone, of the House, or Clerk William Cromwell, of the Senate, will have opposition, but the rivalry for the job of helping them out in their work is getting hot.

William B. O'Connell, of Montgomery county, who has made his home in Frankfort for the past several years while serving in official capacities, has decided to shy his castor into the ring for assistant clerk of the Senate. So far Jesse M. Alverson, of Lincoln county, has had the race to himself for re-election to the place, but Mr. O'Connell promises to make the pace warm for the Lincoln county man. Mr. O'Connell served as deputy clerk of the Court of Appeals under J. Morgan Chinn, and has since his retirement from that office been secretary of the State Tax Commission. He is well known in Democratic circles over the State and says that he has things going his way.

* * *

Candidates For House Clerkship.

Since Marion Pogue, of Crittenden county, has been elected a member of the General Assembly, leaving the assistant House clerkship open, a number of candidates for that job are getting busy. With Moses Glenn and Charles J. Howes already in the race, and a candidate probably coming up from Western Kentucky with Mr. Pogue's backing, another entrant has appeared from the eastern section of the State in the person of W. Nurdine Webb, of Letcher county. Mr. Webb has done much newspaper correspondence in his section and is well known in Democratic councils. He already has a number of pledges, he says, sufficient, he thinks, to elect him, but the others say they entertain similar opinions about their own races, so the contest will undoubtedly be an interesting one.

Over in the Senate the race for sergeant-at-arms between two well-known Democratic politicians has assumed interesting proportions. Oscar Vest, who has held the job for several terms, wants it again, and Mott Ayres, of Fulton, also thinks it would about fit him. Ayres was formerly State Executive Committeeman from the First district and State Fire Marshal under Insurance Commissioner Prewitt.

* * *

Immigration Work.

Commissioner of Agriculture M. C. Rankin to-day received from State Immigration Agent Elijah J. Green the report of the work which has been accomplished at his office in Louisville during the year ending December 1, 1909. The State immigration office was established in Louisville under Agent Green on the first day of December, 1908, and the report given covers the period since then. It shows that out of 691 sent out to work, 359 were immigrants to Kentucky and 332 residents of the State. The report of Agent Green for the year is as follows:

The Hon. M. C. Rankin, Chairman, Frankfort, Ky.—Sir: The Louisville office for the immigration work for Kentucky, as you know, was opened on December 1, 1908. I therefore respectfully submit a statement of the work performed by this office for its first twelve months. The following table shows the total number of people sent out each month and also the number which were immigrants and the number which were residents of the State:

Month.	Immigrants.	Residents.	Total.
December, 1908	6	2	8
January, 1909	7	3	10
February	7	5	12
March	8	6	14
April	16	10	26
May	12	2	14
June	27	9	36
July	15	46	61
August	46	95	141
September	95	36	131
October	53	17	70
November	67	101	168
Total	359	332	691

A total of 843 people registered at this office asking for work during this twelve months. The wages for farm hands offered by the farmers at this office are as follows:

For a man with family, $20 to $25 per month, house rent, garden, fuel and cow pasture; for a single man, $18 to $20 a month and board; for man and wife, women doing housework, $25 to $30 a month and board and room for the couple; single women for housework, $2.50 and $3 per week and board. I have been unable to meet the demand in the State by about one-half of what was required. Respectfully submitted,

E. J. GREEN,
State Immigration Clerk.

* * *

Court of Appeals.

Errors of instructions caused the reversal of the judgment of the Jefferson Circuit Court in the case of William A. Warren's administrator against R. Jeuesse. Warren was killed while working on a building for which Jeuesse was the contractor. His administrator failed to recover damages, the jury finding for the defendant.

In the case of the L. and N. railroad against the city of Louisville the court affirmed the judgment of the Jefferson Circuit Court awarding the railroad $1 as damages for the difference in value between a piece of property before and after the city opened a street across it.

In reversing the Warren Circuit Court in the case of the Commonwealth against Clarence Ewing, the court holds that Ewing was not a merchant in good faith but merely wanted to sell liquor. Ewing was granted a merchant's license to sell liquor in Deerfield precinct in Warren county. The higher court says the County Court did not exercise a reasonable discretion in granting Ewing a license.

The case against Abe Allison, indicted in Hardin county on five counts charging him with illegal sale of liquor, was reversed and the court says that the indictment is not sufficient.

The court directs the Fayette Circuit Court to enter judgment for $1,500 against the Lexington Railway Company in favor of Samuel M. Johnson. Johnson recovered judgment for $1,600 for personal injuries. The high court directs that the $100 allowed for medical fees be eliminated.

* * *

Night School In Prison.

That there are actually grown white men in the penitentiary who are so ignorant that they not only cannot read, but cannot even tell their letters seems unbelievable, yet the truth of this has been shown since the night school at the big prison has been started. Out of a class of sixty-three white men who were in the prison chapel for the night school last night, there were a dozen who did not even know their A B C's and had to be taught what their letters were. Of course, many of the negroes are so little educated that they know nothing of reading or writing, but it was a surprise even to the prison officials to find so many white men over 25 years of age who did not know their letters.

Night school at the penitentiary is now well under way and is already producing good effects, the prison officers think. The guards and officials are taking a lively interest in the night school and several of the guards are acting as teachers, although most of the teaching is done by the convicts who are educated. Many of the convicts are educated men and are capable of teaching better than the average school teacher in the common schools of the State. Henry Youtsey is one of these and he and other convicts are instructing the men pupils in the rudiments of an education.

Nearly all the men attending the school belong in the primary grades and they are learning for the first time, getting the first schooling that they have ever had. They are taught just like children of five years who are beginning to learn their letter and take A-b-ab with as much difficulty as do small children. So many convicts want to attend the night school that the quarters are not large enough for all at one time and the whites are taken separately from the negroes, there being already enrolled about seventy of each color. The classes take turn about in the chapel and the men are showing great eagerness to learn to read.

* * *

Hazelett Case On Trial.

Trial of the suit for damages filed by Mrs. Newt Hazelett against Walker Duncan was resumed in the Circuit Court this morning and continued during the day. The trial will last several days, as there are a large number of witnesses to be heard on both sides.

* * *

Colonization Plan.

Gov. Willson has received a letter from the president of a large colonization company which desires a tract of hundreds of thousands acres of land for development by farming and settlement by colonization. The Governor replied, referring the writer to the railroads which enter Kentucky and also to the newspapers, which, he said, might be better able to bring the matter to the attention of those having land suitable for such purpose than any other agency.

* * *

New Companies In State.

Commissioner of Insurance Charles W. Bell has just admitted four insurance companies to do business in the State of Kentucky which have not enjoyed that privilege before. Three of them write fire risks and the other is a life company. They are: The Mannheim Fire Insurance Company, of Mannheim Germany, an old-established concern with $200,000 capital stock, but millions of assets; the Rhode Island Fire Insurance Company, of Providence, with $300,000 capital stock; the International Fire Insurance Company, of Fort Worth, Tex., with $204,200 capital, and the Federal Life Insurance Company, of Chicago, with $150,000 capital stock.

* * *

Senator Salmon At Capital.

State Senator-elect Ray Salmon, of Madisonville, representing the Hopkins and Christian counties district, was here to-day picking his seat in the new Capitol and familiarizing himself with affairs. Senator Salmon won a remarkable victory, coming from counties both of which went Republican in the last State race. He is one of the most popular men in the western part of Kentucky and received the nomination at the hands of his party without solicitation on his part.

SECOND PRESBYTERIAN MISSIONARY BAZAR.

The Ladies Home Missionary Society of the Second Presbyterian church will hold a bazar, offering many beautiful articles of handiwork most appropriate for Christmas presents, at most reasonable prices, Friday, December 3, at the residence of Mrs. Douglas Barclay, 1148 South Second street. They will also serve a luncheon from 11 a. m. to 5 p. m.

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Extra large Prunes, per lb	10c
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Extra Fancy Nectarines, per lb	25c
Extra Fancy Apricots, per lb	25c
Extra Fancy Large Muir Peaches, per lb	20c
Fancy Seeded Raisins, in 1-lb. packages, each	20c
Extra Seeded Raisins, in 1-lb. packages, each	10c
Extra Corinthian Currants, in 1-lb. packages, each	12c
Bleached Sultana Raisins, per lb	20c
Extra Glace Citron, the finest, per lb	25c
Extra Lemon and Orange Peels, per lb	20c
Specially selected Mixed Nuts, all of this season's growth, per lb	20c
Best Patent Flour, in 24-lb. packages, each	85c
Royal Baking Powder, in 1-lb. cans, each	41c
Crystal Domino Sugar, per 5-lb. box	41c
Crosse & Blackwell's Pickles, all varieties—	
One-half pints, each	22c
Pints, each	32c
Quarts, each	62c
Curtice Bros.' Catsup, pints	18c
Curtice Bros.' Catsup, half pints	11c
Snider's Catsup, pints	20c
Snider's Catsup, half pints	12c
Parker House Catsup, pints	14c
Parker House Catsup, half pints	9c

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Communications.

All communications should be addressed to the Courier-Journal and not to individuals. If writers who submit MSS. for publication wish to have rejected articles returned they must in all cases send stamps. The editors are glad to examine MSS., but return postage must be included.

FRIDAY.....DECEMBER 3, 1909

"Business."

Thursday Evening, Dec. 2.—The New York stock market was dull with an easy tendency, closing fractionally lower.

Money on call was strong at 4¾ to 5½ per cent., ruling at 5. Time loans were rather soft and dull at 4½ to 5. Sterling exchange was firm.

The Chicago wheat market closed strong at an advance of ⅛c to ¾c. Corn was unchanged to ⅛c higher. Oats were up ⅛c to ¾c. Provisions were weak.

The cotton market opened steady at an advance of 5 to 12 points and moved within narrow limits with trading light, closing at about opening prices.

The Chicago cattle, hog and sheep markets were steady.

Pure Food and Drugs Law.

One of the interesting chapters in the annual report of the Secretary of Agriculture is that which deals with the enforcement of the pure food and drugs act. This law deals with only two classes of foods and drugs, those which enter interstate commerce or are sold or manufactured in the District of Columbia or the Territories, and those offered for import into the United States at the various ports of entry.

The law has been an important factor in improving the milk supply in several of the large cities. Secretary Wilson says the department has conducted a number of milk crusades with gratifying results and that such crusades are to be continued "from time to time as conditions seem to warrant." The watering and skimming of milk has been found to be a common practice, and it has not been unusual for the department agents to encounter milk "obtained under unsanitary conditions and then improperly cared for." Of course, the department has to do only with milk that is shipped from one State to another. Consequently the scope of its activities in the way of bringing about a better supply is limited. In cities, however, where large shipments are made from nearby States the Government's work is an important agency toward improving the quality of the milk and the condition of the dairies.

Since the law went into effect there has been a vast improvement in the quality of the food products imported into the United States. Secretary Wilson says: "Very few cases of the use of questionable preservation are now encountered at the ports." The Secretary adds the gratifying information that these deleterious substances "have practically disappeared from foodstuffs offered for entry, as well as foodstuffs manufactured within our borders and offered for interstate commerce." There are contentions regarding the use of some substances that are yet to be settled in the courts. The worst of the so-called preservatives, it appears, have been eliminated, in most cases without the necessity of going to court. This is a substantial advance in the purification of the food supply and if nothing more had been accomplished the justification of the law would thereby have been made good.

Coming down to those sections of the law which deal with drugs, Secretary Wilson says: "A number of the more pernicious nostrums extensively sold as cures for cancer, diphtheria, skin diseases, headaches, etc., have been excluded by successful prosecutions from interstate commerce." The Secretary also reports that substantial progress has been made in the improvement of the quality of flavoring extracts. The exclusion from interstate commerce of palpable frauds in the patent medicine line will be a benefit to the public health and will save thousands of dollars yearly that have been thrown away on these nostrums, mainly by a class of people who could ill afford the expenditure.

In casting up the essential results of the prosecutions that have been made Secretary Wilson says:

"There were reported through the solicitor to the Attorney General and United States attorneys 494 cases of violations of the food and drugs act, 359 more than were so reported during the previous year. Eighty-five cases resulted in conviction and fines of $2,002, with costs of about equal amount; ninety-eight cases resulted in decrees of condemnation and forfeiture of many tons of goods, both foods and drugs; only two cases were lost by the Government; two seizure cases are pending on appeal to the Circuit Court of Appeals; 135 cases were dismissed; fifty-three civil, seventy-four criminal and forty-two seizure cases were pending in the courts at the close of the year. Many of the 135 cases dismissed were accompanied by mitigating or palliating circumstances which caused the department to recommend their discontinuance."

This is a pretty good record for the honorable Secretary and his staff of agents, inspectors, attorneys and chemists. More power to them all in their enforcement of a law which so largely concerns the conservation of the public health.

Canada's "Good Trust."

Canada has a trust, but it is such a peculiar sort of one that it moves American trust magnates to laughter. As described in a New York dispatch the Canadian trust is a merger of cement companies. It is a $30,000,000 affair, but it is lacking in most of the characteristics of trusts as the people of the United States know them.

The net earnings of the cement combine are reported to amount to more than six times the interest on the bond issue and to half a million dollars more than the interest on all its obligations. The demand for cement in Canada has doubled in the last four years, but the price is now 10 per cent. lower than the average for the last five years. It must be that the Canadian idea of the workings of a trust is rather crude. Much has been said in this country about "good trusts and bad trusts," but there is considerable skepticism as to whether there is any such thing as a good trust. If there is one nobody has called especial attention to its benevolent features.

Now that Canada has started into the trust business she is showing a laudable disposition to offer something that is superior to the New Jersey brand. If she would avoid future trouble it will be well if she takes an early start at trust regulation, before the Canadian financiers become fully conversant with New Jersey trust methods. Otherwise there will be a paramount issue in Canadian politics some day that will dwarf all other governmental problems. If the first trust is a good one there is no guarantee that future mergers will be conducted along similar lines. Canadian trust magnates will become greedy just as the American magnates have done and history will repeat itself.

The cement trust, too, which has excited the risibilities of the frenzied financiers in Wall street, will bear watching. It is barely possible that it has been put forward as a feeler and that it is assuming virtue for a purpose.

"The Truth About Mexico."

The Bankers' Magazine publishes, under the heading "The Truth About Mexico" an article in which it is hotly denied that there is anything approaching the truth about Mexico in contributions to the American Magazine under the title "Barbarous Mexico."

E. S. Smith, the writer of the retort courteous, seems unduly excited, or not altogether disinterested. No great harm will be done to the Republic of Mexico if the American Magazine has libeled that country. The subject having been touched, discussion will follow, and in the end truth will triumph. It nearly always does, even in the worst regulated families.

Mr. Smith, whose post-office address is Tippecanoe City, in Ohio, and whose pro-Mexican sentiments are shown in the reproduction of a telegram which he sent to President Taft requesting him to forbid the use of the United States mails to the American Magazine, has this to say:

"With few exceptions, the illustrations in 'Barbarous Mexico' were manufactured in a desperate attempt to place a scandal at the doors of Mexico. These vile and nauseating pictures were intended to fulfill their threat of informing the American public of the conditions in Mexico, so that the American people would stand aloof in their association with their Southern neighbors and become their enemies, thus granting to continental Europe a stepping-stone in obtaining the commerce of Latin America; thus throwing to the winds our long-cherished Monroe Doctrine, and finding ourselves with a Panama Canal to be used by other nations, to our financial and political disadvantage."

Candidly, this article, which is reprinted in pamphlet form and mailed to the editors of newspapers, is mirth-provoking rather than convincing.

The naive Mr. Smith says that "it is a pleasing bit of information to learn that President Diaz has been nominated for re-election." It is to laugh! That, more than any other of the confirmed habits of Gen. Porfirio Diaz, has served to make him famous. That he continues in the rut is pleasing information, perhaps, but it is not news.

Mr. Smith ends his article with this:

"Let me urge the whole American people to commence, immediately, the serious study of Mexico. * * * Let us all go to Mexico and study Diaz. * * * Viva Gen. Porfirio Diaz."

Even to accommodate so kindly disposed a friend of Mexico as Mr. Smith, it will not be possible for the 87,000,000 Americans to whom his admonition is addressed to make a personal tour of investigation and admiration on the other side of the Rio Grande. Corn shucking, which occupies the attention of many of us, especially in the South and Middle West, is about over, but the hogs must be fed, fodder must be scattered for the cattle, the chores must be done about the house every day. And then, there is hog killing, delayed by unseasonable weather. Some of us who live in town are busy attempting to learn the personal peculiarities of our new automobiles; and why the larynx of the hall stove gets plugged up with clinkers; and whether the furnaces of our neighbors are as contumacious as ours; and whether the stocks we laid up at the beginning of the Taft epoch of prosperity are going to continue to sag from time to time. All of us would like to go down to Mexico and show a proper appreciation of Porfirio Diaz and other immutable institutions in his holdings, but, really, enforced attention to personal business, and in some cases public affairs, prevent the vast majority of the Mexican dictator's American neighbors from making the excursion.

No doubt the artist who has been painting pictures of "Barbarous Mexico" has used more ultramarine and scarlet, and more yellow than truth demanded. The yellowest of our journals in the United States are our monthly magazines. They are, in fact, a curious and, let us hope, a temporary, outgrowth of sensationalism in the local rooms of some of the great dailies. Of late they have practically usurped the prerogative of the press as dealers in the screaming red, yellow and blue "horrible exposure." Casting an eye over the events of the last decade, the student of American history "as she is writ" notes that as scandalmongers the dailies have fallen into the ruck. The running has been led, in neck-and-neck and nostril-to-nostril fashion, by the hysterical magazines whose hysteria is brought on by a business office demand for a prodigious circulation to be builded up over night. One of the successful magazines was "made" by the distinguished author of "Frenzied Finance," "Friday, the Thirteenth," and other works of fiction. Another destroyed the American navy with ghoulish glee to make a Roman holiday for its prospective readers. Other cases in point might be cited. Some of the largest circulators have been made in the space of six days—and the Lord knows they're bad—as the result of a handful of former muckrakers from the staffs of the yellowest journals forming themselves into soulless corporations to promote circulation by exploiting the wickedness of the civilized world. Frequently these shrieking, reeking ten and fifteen-cent "dreadfuls" merely upturn the filth, real or imagined, raise the stench, leave the discussion of the scandal to the newspapers, and pass on to turn a newly discovered chamber of horrors inside out. The motif of this grand opera of the muckrakers is similar to that of the young man who asked his sweetheart about the health of her grandmama, and added, parenthetically:

"Not that I give a damn, but just to bring on more talk."

But up to now no worthy or unworthy cause or institution, or individual, has been destroyed by the muckrakers. They have striven at circulation rather than labored at constructive, or destructive, criticism. The end has been achieved. As Tennessee's Partner observed, upon the occasion of a misunderstanding between Tennessee and the citizens of Sandy Bar, "the honors is easy." If Mexico is as great a country, and Diaz as great a statesman, as the very much excited Mr. Smith would have us believe, both will survice the shock of the assault made upon them. Both will come out of the encounter with armor intact and bones unbroken. In the meantime a majority of the 87,000,000 who are forced to decline to visit Mexico at the suggestion of Mr. Smith will decline to consider the magazine article in question an attempt to smasn the Monroe doctrine to smithereens and cement trade relations between Mexico and Europe.

When the situation is faced dispassionately there seems to be no sufficient reason for abandoning work on the Panama Canal for fear that a screamer in a yellow magazine has injured its potential usefulness in the United States.

And Then a Pension List.

The Chicago Inter-Ocean, under the heading, "A Real Issue," publishes an interesting article from which the following paragraphs are clipped:

"The United States Blue Book for 1909 is now on the press. It enumerates the civil servants of the national Government at 370,085. This is an increase of 63,924 in the last two years.

"What their total pay is the Washington dispatches do not state. But it is stated that the payroll for the 28,947 of them employed in Washington is $31,541,225, from which the reader may make a fair guess at the total.

"We are urged by various prominent persons constantly to increase this payroll. There are Mr. Bryan, Mr. Roosevelt and many others, for example, who wish to open a savings bank at every post-office.

"Since there are about 60,000 postoffices now, that step would add at least 100,000 to the list of Government officials.

"Then Mr. Beveridge and other insurgent Republicans want all factories federally inspected, on the ground that the State governments cannot be trusted to see to it that their own children are not unschooled and overworked.

"And we may say without exaggeration that this inspection, once fully developed, would add about 100,000 more to the Government's civil list.

"Then Mr. La Follette and Mr. Cummins and other 'insurgents' insist that the books of all corporations doing business across State lines shall be federally and frequently overhauled and audited.

"And we would get off cheap if that didn't add over 100,000 more."

Summing up, the Inter-Ocean draws a grisly picture of the adoption of all of the schemes now advocated by what it calls the "Chautauqua screamers." It points out that there would be an additional 700,000 Federal employes, or an average of 15,000 to each State, none of them adding to the nation's wealth, and all of them consuming it.

But to complete the horror let us add the civil pension system, which is now and again advocated. Under that we should soon have more than 1,000,000 persons drawing pensions as a reward for having served the Government at short hours and for fair pay. The pension system tends to cause superannuation to set in early in life and longevity to assert itself with amazing vigor. We should have a vast army of pensioners hanging on to life like revolutionary widows, and without the widow's excuse for subsisting upon the public treasury. The list would grow and grow, like the peach of emerald hue; the people would groan and groan like little Johnny Jones and his sister Sue.

The farmers of the United States produced nearly $9,000,000,000 this year, according to statistics just published. But what would that paltry sum amount to with 2,000,000 or 3,000,000 Federal employes on the payrolls and pension list combined?

Hunting Accidents.

The deer-hunting season has closed in Wisconsin and Michigan and thirty-three persons are known to have been killed and thirty-six wounded, some critically, since the season began on September 1. The Milwaukee Sentinel, which has compiled the casualties, expresses some doubt as to whether the list is complete. It may be enlarged when the returns are all in from the remote hunting camps.

The Sentinel has published a similar list every year since 1901. In that time the number of casualties has been exceeded in but one year, 1907, when fifty-one persons were killed and sixty-six were wounded. This year's death list, it is said, is noteworthy from the fact that it includes more men of prominence than ever before. Among these are two leading physicians, two business men of State-wide prominence and one of the largest land owners of Central Wisconsin.

Looking into the particulars of the thirty-three fatal accidents, the reader is impressed with the habitual carelessness which prevails among a good many hunters in handling firearms. It is apparent that many of these recorded fatalities would not have occurred if the victims had exercised ordinary caution. At least half a dozen of the deaths were caused by the accidental discharge of guns as they were being lifted from vehicles or boats or drawn through fences. In something like a dozen instances the victim was shot by a hunting companion; in several cases because he was mistaken for a deer. Two men disappeared and were never found and several were drowned. Others were slain by stray bullets. The information as to those who were wounded is such as to indicate that a large majority of the accidents were due to carelessness, either of the victim or of some hunting companion.

It is hardly worth while to comment on the dangers of carelessly handling firearms, since so many of those who should be best acquainted with those dangers are so unheedful. The newspapers of the United States have published editorial warnings by the yard, but the annual slaughter continues.

It would be interesting to know just how many deer were killed in the Northwestern woods while the hunting season was taking this heavy toll of human life.

It is not strange that the city authorities, the Park Commissioners and the residents in the vicinity of Cherokee Park are hostile to the projected erection of a large cattle-feeding shed by a distillery near the park. Cherokee is one of the most beautiful parks in the world. Justly it is a pride of our people, and it should be protected from such desecration. The pollution of the air and the water, to say nothing of the disfigurement of the landscape, which would result from such an enterprise, is not to be tolerated. It is bad enough to have any large industrial plant like a distillery adjoining the park; public sentiment will not submit to any extension of an established plant in the proposed direction. Those contemplating such a step will do well to reconsider their purpose.

There was once a man who, abhorring repetition, had the Lord's prayer painted on the footboard of his bed, and when sliding under the covers each night, said "them's my sentiments." In regard to crimes similar to the latest lynching, which happens to occur in Georgia, the Courier-Journal has expressed its sentiments many times. Why repeat?

It is asserted by a New York manager that good foreign plays are to crowd meretricious American-made drama off the stage. The Ways and Means Committee might be persuaded to put a prohibitive tariff on foreign plays for the protection of the infant industry of writing rot.

While the Duke of Abruzzi, in the opinion of the world, deserves a great deal of credit for having climbed certain mountains, Count Boni de Castellane is believed to have been given more credit for plaid pantaloons and spotted vests than Abruzzi will get in a lifetime.

Inasmuch as there is almost a declaration of war in Secretary Knox's letter to the Nicaraguan Charge d'Affaires, let us be thankful that there still remain some shreds of the fabric of American sentiment against annexing outlying and outlandish countries.

Ezra Pound, an American poet discovered in England, suggests avoirdupois in his ebullitions as well as his surname. He is the author of "Revolt Against the Crepuscular Spirit in Modern Poetry."

The Houston Post avers that the new tariff law is "grossly discriminative to different sections of the country." The loot may not be fairly divided, but skinning of the ultimate consumer is fairly uniform.

The Japanese are glad to report that Philander C. Knox is more deeply moved by a disturbance in Latin-American politics than by the violation of the "open door" agreement further from home.

Ruth St. Denis, the barefoot dancer, seems to be drawing the crowd in New York like a three-ring circus with a galaxy of bareback riders.

Homer Lea has written a book upon the Far East called "The Valor of Ignorance," in which he has fairly proven the valor of his.

Points About People.

Miss Nonah Taylor, who has been the guest of her cousin, Miss Nanine Irwin, for some time, has gone to Chicago, where she will visit Mr. and Mrs. James Culbertson at Kenilworth before returning to her home in Pasadena, Cal.

* * *

Mrs. Patty Blackburn Semple has returned from Frankfort after a visit to Mrs. Mary E. Bradley.

* * *

Misses Rosalie and Elizabeth Thompson will entertain at a charming dinner this evening given in honor of Miss Fanny Ballard.

* * *

Miss Elise Dandridge, of Frankfort, who was the guest of Miss Margaret McChord for her debut ball on Tuesday evening, has returned home. Miss Hobson, of Frankfort, who is also the guest of Miss McChord, will return Monday.

* * *

Mr. Ward Howard has gone to Lexington on a short business trip.

* * *

Mr. Harry Crittenden has returned from Frankfort, where he was the guest of his mother, Mrs. Harriet Crittenden.

* * *

Miss Dorothy Hussey will leave December 14 for Washington City to be the guest of Miss Alice Vandergrift for a stay of a week.

* * *

Miss Martha Frazee, who is a student in Toronto, Canada, will spend the Christmas holidays with her mother, Mrs. Minnie Frazee.

* * *

Mr. and Mrs. John Long, who have been in Chicago on their wedding trip, returned yesterday and took an apartment in the Gheens.

* * *

The Woman's Outdoor Art League will meet to-morrow afternoon at 3 o'clock in the art room of the Public Library. The president, Mrs. John B. Castleman, desires a full attendance of the members.

* * *

Mrs. Embry L. Swearingen will be hostess to-day at a delightful luncheon given in honor of Miss Jane Atwood. Mrs. Swearingen's guests will include the following:

MISSES.

Jane Atwood,	Cornelia Guthrie,
Susan Morton,	Hettie Roberts,
Maud Blanc,	Katherine Thomas,
Elizabeth Bruce,	Amelia Brown,
Alice Barnes,	Margaret Curd.
Elizabeth Hutchings.	

* * *

Mrs. William James Dodd, who has recently returned from an extended trip abroad, was the guest of honor at a small informal tea given yesterday afternoon by Mrs. Aubrey Cossar at the home of her mother, Mrs. W. O. Woodson, on West Broadway. The invitations included a few of Mrs. Dodd's married friends.

* * *

Mr. and Mrs. James Thompson were hosts at a handsome dinner-dance, given last evening at The Seelbach in honor of their debutante niece, Miss Austine Barton.

Mr. and Mrs. Thompson were assisted in receiving by:

Mr. and Mrs. Charles P. Barton and Misses Austine Barton and Frances Fox.

The entertainment was given in the red room. The walls were draped in Southern smilax and the decorations were in pink, using Killarney roses.

The guests were seated at small tables. At each girl's plate was a corsage bouquet of Killarney roses, and boutonnieres of the roses for the men.

The candlesticks were decorated in pink rosebud shades, and the ices, mints and cakes carried out the rosebud idea. Covers were laid for fifty-four.

* * *

The waiters at the luncheon to be served at the doll bazar to-morrow from 12 to 3 o'clock will include a number of the members of the younger set.

Mrs. John Middleton is chairman of the committee, which is composed of the following:

MISSES.

Louise Walton,	Martha Burge John-
Grace Breed,	son,
Juliette Avery,	Antoinette Glover,
Henrietta White,	Florence Haldeman,
Louise Igo,	Blanche Weissinger
Anna Boyle,	Smith,
Mary Lee Hickman,	Mary Woodford
Elsie T. Swann,	Dearing.
Christine Thompson,	Mary Ellen Thixton,
Lily Mason,	Mary Cecil Addison,
Madelle Lyons,	Elizabeth Altsheler,
Jane Kellar,	Virginia Seiler.
Jean Brandeis,	

Each girl will bring three assistants.

* * *

Misses Elizabeth and Eula Wathen, of Bardstown, will return home the first of next week after a visit to Miss Ida Charles Carroll.

* * *

Miss Lyle Booker, of Eminence, who has been the guest of Mrs. R. W. Hite for several weeks, leaves to-morrow for a visit to Mrs. Henry J. Booker at Franklin.

* * *

Mrs. Louis Zapp and Miss Ruby Zapp, who have been visiting in Chicago and Germantown, O., for a month, returned home Monday.

Jones-Alexander Wedding.

Hickman, Ky., Dec. 2.—(Special.)—Rhoda Alexander, of this city, and Miss Roena Jones, of Clayton, were quietly married yesterday afternoon to the surprise of their friends, at the home of Squire Bruer. Mr. Alexander has resided here three years and is known to many Hickman people. They will make their future home here.

Davis-Bush Wedding.

Paducah, Ky., Dec. 2.—(Special.)—Mr. F. M. Bush and Miss Lou Davis, a popular young couple, of Smithland, were married to-day at the home of the bride. She is the attractive young daughter of Judge J. M. Davis, of the Livingston Circuit Court. Mr. Bush is cashier of the First State Bank of Smithland.

Smith-Pickerill Marriage.

Elizabethtown, Ky., Dec. 2.—(Special.)—Miss Carrie Hannah Smith, daughter of Mr. and Mrs. E. A. Smith, of Glendale, this county, and Mr. Clinton David Pickerill, of the same locality, were married this evening by the Rev. S. M. Miller.

Married In Evansville.

Evansville, Ind., Dec. 2.—(Special.)—Lucy Allen, of Waverly, Ky., and Miss Minor Abell, of Smith Mills, Ky., were united in marriage here to-day by Magistrate Eben C. Poole.

How They Live At Buck Creek.

(To the Editor of the Courier-Journal.)

In Thousandsticks, of Hyden, Leslie county, I read a letter taken from the Courier-Journal, written by Cynthia E. Flanery, of Buck Creek, which opens with this paragraph: "Mr. W. J. Lampton, of New York, has made a laughable assertion that many of our mountain farmers are starving, which statement is sadly at variance with the true condition."

If it is at variance at all, I can't quite see why it should be sadly. However, it is ungallant for a private individual of the masculine gender to talk back to a lady, and I will let the editor of Thousandsticks answer for me. He is a man born and reared in the mountains, and knows what he is talking about. In an editorial in the same issue containing the letter in question he says, among other pertinent things of similar import: "We will comment upon this article very little, but we will not leave Mr. Lampton the whole bag to hold or stand all the burden of proof. We do not know very much about the condition and how people live at Buck Creek, or that vicinity close about. It may be a first-class community, inhabited with industrious people that are getting everything that there is to be had out of living, but at a glance we very much doubt if the Flanery lady knows very much of the condition of the mountain people out of her bailiwick, and that she is speaking more from an emotion and a desire to defend her people than any other cause."

With these few incongruvial remarks I desire to stand from under, and let "the Flanery lady" and the editor of Thousandsticks have it to a finish, but I'm betting on the editor, though it looks like a shame to bet on a certainty and against a lady, too. Still, I know something about the mountain people, though my knowledge of them in the Buck Creek vicinity and close about is no wider than that of the editor.

In the meantime, the mountain people are at the tail end of the procession of progress, and until they realize their position and get a move on they will stay there. The editor knows it and I know it, and it is time that Buck Creek was waking up.

W. J. LAMPTON.

109 West Fifty-fourth st., New York.

MISS SUSAN MORTON

To Be Guest of Honor This Evening At a Beautiful Dinner Given By Her Mother, Mrs. Douglas Morton.

Mrs. Douglas Morton will be hostess this evening at a beautiful dinner, given at her home on First street, in honor of her charming debutante daughter, Miss Susan Morton.

The table will be attractively decorated with a flat design of giant yellow chrysanthemums, surrounded by candlesticks filled with white tapers, shaded in yellow. The white and yellow color scheme will be carried out in the confections.

Mrs. Morton's guests will include the following:

MISSES.

Susan Morton,	Amelia Brown,
Christine Belknap,	Austine Barton,
Elizabeth Bruce,	Cornelia Guthrie.

MESSRS.

Edward Morton,	Arthur Tabb,
Helm Strater,	Francis Boyle,
Summers Davis,	Robert Logan.

FIRE IN FURNITURE FACTORY AT LEXINGTON

LOSS TO WALLER COMPANY COVERED BY INSURANCE.

YOUNG MAN CONVICTED OF STEALING CHICKENS.

SENT TO SCHOOL OF REFORM.

Lexington, Ky., Dec. 2.—As the result of a $2,000 fire in the boiler-room of the Waller Manufacturing Company at 2:30 o'clock this morning the company has been compelled to shut down the plant for repairs and will have to cancel many of its orders for Christmas goods. The Waller Company manufactures furniture. The origin of the fire is not known, but it is said to have started in a corner of the room opposite the boilers. The actual loss by fire is fully covered by insurance, but the heaviest loss, it is said, will be from the necessity of canceling contracts.

* * *

Mr. Ernest E. Scott and Mrs. Laura Smith, both of Somerset, were married here yesterday by the Rev. B. H. Linneville. The couple were accompanied by the father-and mother of the bridegroom, Mr. and Mrs. J. E. Scott, of Nicholas county, and Mr. George Scott, an attorney of this city. The couple will live in Somerset.

The Rev. I. J. Spencer, of this city, officiated at the weddings of two couples at his home yesterday afternoon. Those married were Miss Stella Jones Woodford and O. T. Sudduth, of Clark county, and Miss Mary L. Renaker and Mr. C. B. Strother, of Winchester.

To-day the Rev. E. G. B. Mannx married Mr. Davis Patrick, of North Middletown, and Miss Anna Gertrude Hardman, of Winchester.

* * *

One thousand boys in the ward schools of this city are making preparations to enter a ward school meet to be held at the Y. M. C. A. building Saturday. The meet is under the supervision of W. E. Brown, physical director at the Y. M. C. A., and has attracted more attention than any similar event ever held here. One of the requirements for entrance into the contests is that the applicants undergo a physical examination, and Mr. Brown and his assistants are busy examining about 200 boys each day.

* * *

Though pleading not guilty to the charge of stealing chickens Sherley McCord, colored, upon trial in the Circuit Court this morning was found guilty and his punishment fixed at confinement in the penitentiary for one year. As the defendant is only 17 years of age he will be sent to the Reform School. Sentence was also pronounced on four negroes this morning as follows: James McKinley, appropriating property from a common carrier, one year; George Edwards, grand larceny, five years; Herman Hiner, Bousakaiser, two years; Noah Drake, charged with murder, found guilty of voluntary manslaughter, four years.

* * *

The local camp of Spanish War Veterans held a meeting last night at headquarters, in Jackson Hall, and after a light supper elected the following officers for the ensuing year: Preston Hyatt, commander; John Galvin, senior vice commander; J. A. Dodd, junior vice commander; Col. P. W. Corbusier and J. A. Cooper, officers of the day.

The Security Trust Company of this city has just closed a deal for the Judge Lewis Apperson farm, near Sideview, in Montgomery county, paying $106 an acre. The farm contains 296 acres. The farm was purchased from Rick P. Thomas, Mt. Sterling.

MAJ. H. B. HERSEY COMES TO TOWN

WEATHER SHARP TALKS ABOUT POLE CONTROVERSY.

SAYS COOK MUST PRODUCE MT. M'KINLEY RECORDS.

WAS NORTH WITH WELLMAN.

Maj. H. B. Hersey, who for many years was in charge of the Louisville Weather Bureau, and who is one of the best-known men in the service, is in Louisville for the purpose of inspecting and checking up the local bureau, which is under the management of F. J. Walz. Maj. Hersey is in charge of the Weather Bureau office at Milwaukee, and is also inspector for the Eastern district of the United States. Until recently he was inspector for the Western district. He will be in the city probably until Sunday in connection with his duties.

The fact that Maj. Hersey was one of the Government experts assigned with Walter Wellman two years ago to reach the North Pole in an airship, which expedition failed, naturally made it incumbent upon him to tell what he thought of the Cook-Peary controversy in regard to the discovery of the pole. The Major was busy yesterday afternoon, but he stopped long enough to assert that he believed Commodore Peary reached the pole. He said:

"Dr. Cook said he reached the pole and said that he left certain records on Mt. McKinley. If the records are found on Mt. McKinley, as Dr. Cook says, then there is strong evidence that he, too, reached the pole. I was on the reception committee that received Dr. Cook when he lectured at Milwaukee some time ago. When I heard him lecture he impressed me very much as to his sincerity, but he will have to wait until the Mt. McKinley records are discovered next summer before the public will put great confidence in his claims."

SHOCK OF OPERATION ON SON KILLS WOMAN.

Evansville, Ind., Dec. 2.—(Special.)—Mrs. William Putler, wife of a well-known merchant and politician at Elberfeld, Ind., to-day started to witness a small operation on her son for tuberculosis of the kneebone. She swooned away when the boy was placed on the operating table and died before she could be restored to consciousness. It is believed death was due to heart disease.

CHANGE IN OFFICIALS OF TRACTION COMPANY.

Evansville, Ind., Dec. 2.—(Special.)—At a meeting of the directors of the Evansville and Southern Indiana Traction Company held here to-day Charles Murdock, of Lafayette, Ind., was elected president of the company to succeed Harry B. Smith, of Hartford City, Ind., who died recently. John Smith, of Muncie, Ind., was elected a member of the directorate to succeed Harry B. Smith.

ON THE FUNNYBONE.

Holiday Music.

Ding!
Ding!
Ding!
The cash register chimes.
Ding!
Ding!
Ding!
Go the nickels and dimes.
Ding!
Ding!
Ding!
Sounds the gay little gong.
'Tis an excellent thing
For a Christmastide song.

* * *

He Knew.

"Sir, your son has just joined a college fraternity. These college fraternities—"

"Never mind about breaking it gently. What hospital is he at?"

* * *

Noticed This?

"Every cheap crook who gets arrested nowadays threatens to make disclosures that will shake civilization to its base."

"Well?"

"I've been listening patiently for some time now, but I haven't heard anything yet."

* * *

The Patient Wife.

"What's your idea of a good dinner?"

"One that will put my husband into a good humor."

* * *

Would Be a Calamity.

When the sap doth freeze
In the maple trees,
All the poet men
Apprehensive feel
Lest the ink congeal
In the fountain pen.

* * *

Probably So.

"Could anything be worse than a corner in turkeys?"

"Yes; a corner in pepsin would hit us harder, I think."

* * *

A Good Scheme.

"All the pedestrians seem to stop at your store."

"Oh, I manage to interest 'em."

"What's your idea?"

"I have a thermometer that registers four degrees higher in summer and six degrees lower in winter than any other thermometer in town."

* * *

His Suggestion.

"I want to give a humorous reading at a Christmas entertainment. What would you suggest?"

"I wouldn't care to pick your selection, but I would suggest that a reading is not necessarily humorous because it is dialect."

BROUGHT CAT AND CHICKEN TO JAIL

NEGROES CHARGED WITH LARCENY DID NOT WANT TO LEAVE PETS BEHIND.

James Hayden and Georgie Bell Smith, both colored, were arrested yesterday afternoon by Lieut. Callahan and Patrolmen Vessles and Sullivan on the charge of grand larceny. According to the police the couple have been making a practice of stealing from homes where the woman was employed as a servant. The police received information that the woman had handed a bundle of clothing and other valuables out the back door of the home of Morris Krebs, a steward at the city hospital, at 713 South Preston street. Although the police made a hurry run to Krebs' home by the time they arrived the woman had fled. The police followed her and apprehended her just as she was taking a train at the Union Station for Danville. A short time later Hayden was caught in a pawnshop, where he was attempting to sell some articles.

The two stoutly denied the charge, but when "sweated" by Capt. Carney, Chief of Detectives, they broke down and confessed. The woman declared that she handed the clothing out the kitchen window while the members of the Krebs family were in the front part of the house. Mr. Krebs identified the clothing and valued it at $100.

When the couple were taken to jail it was found that each had a pet which they were loth to leave outside the bars. Georgie Bell Smith had a fine, fat chicken and Hayden tenderly fondled a cat. They both displayed the greatest affection for their pets and expressed real grief when they were told that cats and chickens are not allowed in jail. "Tommy" was turned loose to shift for himself and the chicken was entrusted to Patrolman Sullivan for safe keeping.

FILE ANSWER TO SUIT OF HERMAN C. STIFEL.

Indiana Independent Telephone Company Resisting Look At Their Books.

Indianapolis, Ind., Dec. 2.—The New Long Distance Telephone Company, of Indiana, to-day filed in the County Court an answer charging Herman C. Stifel, of St. Louis and New York, with attempting to betray the Indiana Independent system to the Continental Telephone and Telegraph Company.

The answer is to an application by Stifel, who is a director of the Indiana company, for a court order permitting him to examine the books of the company. Access to the books, he asserts, has been denied to him.

In the answer the attorneys for the company allege:

"Stifel is one of the promoters of the Continental Telephone and Telegraph Company, which is being capitalized at more than $10,000,000, which company proposes to enter into competition with the defendant company in the telephone business, and it is to further the interests of said Continental company and other hostile companies and aggregations that he desired to have the books, records, papers and correspondence of this defendant company copied as aforesaid."

James Brailey and his associates are the principal owners of the Indiana company and are resisting Stifel.

MINISTER FINED FOR CONTEMPT OF COURT.

Anderson, Ind., Preacher Refused To Tell Where He Got Bottle of Beer.

Anderson, Ind., Dec. 2.—(Special.)—Upholding the City Court, where the Rev. T. W. Grafton, pastor of the Central Christian church, was held in contempt of court and fined, Special Judge Shuman, in Circuit Court this afternoon, fined the Rev. Mr. Grafton $10. The Rev. Mr. Grafton refused to tell the City Court Judge how and where he got a bottle of beer on Sunday and exhibited it to his congregation to prove his contention that saloons were not closed on Sunday. The Rev. Mr. Grafton will pay the fine, but never will tell more about that bottle of beer, he said.

Music and the Drama

Amusement Guide.

MACAULEY'S—Niblo's Travel Talk—Afternoon. Robert Hilliard in "A Fool There Was"—Evening.

MASONIC—Arnold Daly in "Know Thyself"—Evening.

MARY ANDERSON—Vaudeville—Afternoon and evening.

AVENUE—"In Panama"—Evening.

GAYETY—"The Gay Masqueraders"—Afternoon and evening.

BUCKINGHAM—"Watson's Beef Trust"—Afternoon and evening.

HOPKINS—"The Cowboy Girl"—Afternoon and evening.

THE translator of Paul Hervieu's "Know Thyself," which was presented at the Masonic last night with Arnold Daly and Muriel Hope in the prominent roles, was short of either synonyms or delicacy. To call a spade a spade sometimes adds intensity in tragedy, but it does not lend piquancy to comedy to introduce, without necessity, terms which are not considered suitable for use in mixed company. Frankness of phrasing, together with salaciousness of theme, is expected in comedies adapted from the French, but there is no real salaciousness in this play, and the translator has not been particularly happy in his selection of words in some of the lines. The sensibilities of first-nighters at the theater become so blunted by the constant collision with the so-called "non-debatable" that they are not easily shocked or often displeased by coarseness, but occasional theatergoers do not keenly relish, in light plays, having flung in their faces such words as "seducer," "adultress," "assignation," when their use is not essential to the meaning to be conveyed. "Know Thyself" is an amusing comedy, and the story is entirely clean. But in translating it into English there has been a failure to avoid indelicacy where this might have been done without any sacrifice, or is it a mistaken attempt to give spice to the lines?

"Know Thyself" will prove an agreeable surprise to persons who remember with a yawn a play by the same author presented here last year by Olga Nethersole to a badly-bored audience. The argument is, to use a homely illustration, that the appearance of the picture depends upon where you are sitting. Gen. de Siberan, a middle-aged French officer of the present period, who is a martinet, firmly convinced that he is never in error, is married to a young wife. Under his disciplining she has had a rather colorless life. Sympathy appears in the form of a handsome young officer. The General's wife is a woman of principles and prudence, yet has begun to cherish a growing sentiment for the young officer, when the young wife of a middle-aged relative of the General is surprised leaving the rooms of the would-be flame of Mme. de Siberan. The General will not compromise with the officer, whom he grills for being a criminal and orders to a post 10,000 miles away. He will not listen to his relative's proposal to compromise with his wife—the young woman has not, as it develops in her confession to Mme. de Siberan, been as guilty as appearances indicate—and a crushing blow to the General's pride and happiness comes when he learns that his son, and not the other young officer is the man who had the appointment with his relative's wife. Later the officer who has been ordered into exile makes love to Mme. de Siberan and is surprised by

FREE! PRIZES FREE!

ABSOLUTELY FREE!

Beautiful Diamond Ring

Solid Gold Jewelry, Beautiful Clocks, Musical Instruments, Etc. Also Actual Cash Value Prizes Amounting to

$2,000.00 OR MORE!

Costs nothing to make an effort to win one of these costly prizes offered in this—our greatest contest!

CAN YOU FIND PIANO IN THIS PICTURE?

All persons solving the above puzzle correctly are sure to be handsomely rewarded. Take your pencil right now and follow the simple directions—you are just as likely to win a valuable premium as any one else. Read over this list of prizes—then get busy:

BEAUTIFUL DIAMOND RING

1 Solid Gold Watch	5 Gold Belt Buckles
3 Beautiful Clocks	5 Gold Scarf Pins
1 Mandolin	5 Gold Cuff Links
1 Violin, 1 Guitar	5 Gold Hat Pins

Remember, whoever sends in neatest correct solution gets a

Magnificent Diamond Ring Absolutely Free

The next best answer will be awarded a SOLID GOLD WATCH. Contestants sending in the next 26 best answers will be awarded Clocks, Violins, Mandolin, Guitar, Gold Belt Buckles, Scarf Pins, Cuff Links and Hat Pins in the order named. All others sending us correct solutions will be given absolutely free a handsome souvenir. Also credit orders given to the amount of $25 or more, amounting in all to $2,000, good as part payment on purchase of a new piano. For each correct solution, in event of ties, equal prizes will be given. Only one answer from each family will be considered.

DIRECTIONS: To find piano in picture trace out the lines heavily with a lead pencil on this or a separate sheet of paper. Winners will be notified by mail. All answers should be received not later than Monday, December 6, 1909. (Write plainly.)

Name. .....

Address. .....

City. .....

ADDRESS PUZZLE DEPT.

Montenegro-Riehm Music Co.,

(Incorporated)

528-530 FOURTH AVE. LOUISVILLE, KY.

FORMER LOUISVILLE MAN BECOMES POWER

OCCUPIES HIGH POSITION IN SAN DIEGO, CAL.

PRESIDENT OF COUNCIL AND SUPERINTENDENT OF POLICE.

J. L. SEHON MAKES RECORD.

The San Diego Sun, of San Diego, Cal., in its issue of November 19, published an article most complimentary to Capt. John L. Sehon, a former resident of Louisville. The article follows:

"Discussion has been started as to which part of our government has done the most in arresting saloon men for sales of liquor to Indians, and into that discussion there has been thrown, by the talented District Attorney and his assistants, a good deal of sarcastic criticism of John L. Sehon, president of the Council and Superintendent of Police. The Sun has disagreed with Capt. Sehon on several matters in the past, and doubtless will do so in the future, but it desires to say at the present time that Capt. Sehon stands just about thirty feet taller in the opinion of many people hereabouts than some of those who have been loudest in their jeers at his acts.

As president of the Council Capt. Sehon has ably backed up the Mayor in getting what was due from the Santa Fe, which had been allowed by previous city administrations to do about as it pleased. Capt. Sehon and his associates have come to the front with several other measures which indicated that they were working for the city and not for the corporations. Recent samples of this attitude are afforded in the moves to tax the street-car lines as they ought to be and as the law says they may be; in the move which resulted in the light company making a cut of $2 in its price to the city; in the command to the theater managers to get busy and make their houses as safe as possible. All these things have been done in a business-like way, which has convinced fair-minded citizens that the Council, of which Capt. Sehon is a large part, was doing its duty pretty much up to the handle. Meanwhile Capt. Sehon, as head of the police department, has given that department an administration which, so far, and considering the money available, has been a real credit to the best city on the coast, and which has been so eminently impartial that the crowd which has run along yelping at Sehon's heels has done nothing but make friends for him.

Capt. Sehon is not above criticism—no man is. For instance, he is inclined to be emphatic; those who have gone up against him like to refer to him as dictatorial or as a czar; many declare that he will not listen to those who differ from him. But he has delivered the goods in a square deal way so far with emphatic regularity, and The Sun believes the people know it and like him for his independence.

Capt. Sehon has done quite as much for the city of San Diego as District Attorney Utley and all his assistants put together. Instead of trying to heckle him in a dispute which is of no great importance, they would much better be spending their time working—for instance on the case of Ex-Supervisor Cherry, whose trial is urged by a grand jury of nineteen supposedly unbiased citizens of the county. Suppose we reproduce a phrase in the recent report of that body of citizens—not "push" or antipush but just men sworn to to their duty:

"Lengthy investigation showed grave irregularities among the records of the Supervisors' office. These were so startling as to convince the District Attorney of long standing felonies."

Here is something to occupy the District Attorney's office. The public will willingly excuse the very able Mr. Utley and his assistants if they cut out all talk about Capt. Sehon and get busy on that job.

Children Cry

FOR FLETCHER'S

CASTORIA

STAGE NAME

Used by Constable In His Business Affairs.

"JAMES KIRK," OF NEW ALBANY, WAS JAMES SULLIVAN.

OVER ONE THOUSAND PEOPLE VIEW BOX OF THOMAS HOAL.

TUCKER REMOVED HOME.

It has developed since the death of Constable James Kirk, of New Albany township, that he lived in the city and county during the past forty years under an assumed name. His real name was James Sullivan, and he was born in Ireland nearly seventy years ago. At the National cemetery, where he was buried, the permit was issued to inter the body of James Sullivan, of Company A, Forty-eighth Ohio Infantry. He enlisted under this name and drew a pension under it yet no one knew of it in New Albany. After the war Sullivan joined a show, and he took the stage name of James W. Kirk, which he retained when he came to Floyd county and moved to Franklin township, where he served as Magistrate for twelve years and was a local Methodist preacher, although he was never ordained to the ministry.

Had it been known that his name was not Kirk when he served as Magistrate or Constable some of his official acts might have been contested in the courts, but as most of these were unimportant no litigation will follow. His pensions were drawn under the name of James Sullivan, and how he kept the secret so well for so many years is a surprise to those who knew him, as he was very loquacious at times. The fact that he lived under an assumed name is ascribed by his friends as a mere whim taken by him when a young man, and when he became older he was reluctant to make the facts known.

* * *

Curious Crowds See Hoal's Box.

More than 1,000 persons yesterday inspected the box which Thomas J. Hoal built to secret himself after robbing the Merchants' National Bank, and in which he intended to ship himself to Tennessee. The box was placed in front of the jail in New Albany early yesterday morning and during the day many came from Louisville and Jeffersonville to look at it. Deputy Sheriff Toney Loesch explained its workings and many wanted to take a piece of it away with them. It developed that someone stole the whiskers and false face which was in the box, during its transfer to New Albany from Louisville, and the Deputy Sheriff could not put on his disguise to show how Hoal would look. Sheriff Sittason will take the box to Harrison county next week, where it will be used as evidence when Hoal's trial comes up on the second Monday in February.

* * *

Tucker Taken To His Home.

James R. Tucker, who was shot in the Merchants' National Bank on November 19 by Thomas Jefferson Hoal, was taken from St. Edward's City Hospital to his home in Louisville yesterday by his employer, Mrs. Walter N. Escott, whose servant he is. Dr. C. M. Davis, who attended the case, said he had sufficiently recovered to be removed, and Mrs. Escott sent her automobile after him. It was the same machine in which Hoal forced Tucker to bring him to the bank. Tucker was shot in the back of the head behind the ear, which he totally and lodging in his hand. For several days it was thought he would not recover, as peritonitis set in, but he rallied and the wound healed rapidly. Mrs. Escott saw that Tucker was given every attention in the hospital.

—Dr. C. P. Cook, who is attending J. K. Woodward, president of the bank, who was shot at the same time, says his patient is improving every day.

* * *

Suit To Be Settled By Arbitration.

When the case of Callahan & Sons, of Louisville, against the McDonald Engineering Company, of Chicago, was about to go to trial yesterday afternoon before Judge Utz and a jury in the Floyd Circuit Court it was announced by the attorneys on either side that the parties at interest had decided to appoint arbitrators to settle the matter in dispute, and the case went over. The complaint filed by Callahan & Sons was for $15,000 for alleged failure to perform a contract in building an elevator in time and according to contract. The plaintiff claimed damages at the rate of $75 a day. The McDonald Engineering Company was building an elevator in New Albany for John S. McDonald when the suit was brought and its effects here were attached. Col. C. L. Jewett brought the suit and Alex Dowling was attorney for the defendant. The arbitrators will be better able to decide than a jury, and when they make a decision the court will make a finding unless the suit is settled outside of the court.

* * *

Judge Shea Denies Motion.

Judge Joseph W. Shea, of Jackson county, presided as Special Judge in the Floyd Circuit Court at New Albany yesterday to hear a motion in the case of Archie Utz against the Southern Railway. Maj. Wellman, attorney for the railroad company, has been seeking to set aside a verdict obtained by the plaintiff early in the term for $1,500 damages for personal injuries, Judge Shea presiding at the trial. Utz was a mail agent on the Southern and was injured while on duty. It is the contention of the railroad that Utz was not a passenger and could not sue as a passenger, but Senator Stotsenburg, attorney for the plaintiff, contended that he was a passenger and could sue. After hearing the arguments of counsel, Judge Shea denied the motion of the railroad company to make the answer to the interrogatory propounded to the jury more specific, and the case will probably go to the Supreme Court. Judge Shea, after disposing of the case, returned to his home in Seymour.

* * *

Relatives Fail To Respond.

Edna Tweedy, aged 24 years, who came to New Albany a week ago last Sunday from near Whitestone, Cumberland county, Ky., in search of her uncle, Tom Tweedy, is still in the county jail, and the officials of the city and county do not understand the action of her relatives in not coming after her. She has evidently been ill and her mind is not clear, but she says her father, Benjamin Tweedy, is a well-to-do farmer in Cumberland county, owning land and other property. When the woman first came to the station-house she was questioned by the police as to her destination. She said she was looking after her uncle, but did not know where he lived in Indiana. A registered letter was sent to her father by Probation Officer Joe Kraft, but never replied to it, but one of her relatives called up by telephone from Albany, Ky., and said he would come after her, but has failed to do so. The officials here intend to send the woman to a charity institution in Kentucky, as they do not believe that she should be made a charge on the State of Indiana inasmuch as her relatives are said to be well able to care for her. Probation Officer Kraft will take her to Louisville this week and she may be sent back to her home in Cumberland county.

* * *

Church and Lodge Elections.

At a special meeting of the Sunday-school of the Centenary M. E. church of New Albany officers were elected as follows: Superintendent, Earl Graham; assistant superintendent, L. F. Eisle; secretary, J. W. Gaither; assistant secretary, Allen Briscoe; treasurer, William Weber; librarian, Allen Wiseman; pianist, Ruth Garrison; assistants, Evangeline Davis and Stella McWilliams; superintendent primary department, Miss Carrie Webster; secretary primary department, Miss Elizabeth Tether; superintendent home department, Mrs. W. M. Yeaden; superintendent cradle roll department, Mrs. Elizabeth Garrison; superintendent temperance work, W. R. Waltz.

Branch No. 9, Catholic Knights of America, elected the following officers: President, Joseph Zimmerman; vice president, George Unclebach; recording secretary, Julius Armbruster; financial secretary, Charles Meisenhelder; treasurer, Joseph Huth; trustees, Peter Engel, Sylvester Stierstadter and Vincent Zimmerman. Frank Zoeller was elected delegate to the State meeting at South Bend on January 25.

At a meeting of Pawnee Tribe of Red Men the following officers were chosen: Sachem, William Calhoun; senior sagamore, John Richards; junior sagamore, James Kost; prophet, Nicholas Kost; second marshal, Philip Kost; chief of records, Herman Schlageter; collector of wampum, Corrie Seabrooks; keeper of wampum, Andrew Rouch; trustee, William Oetken; keeper of forest, David Beard; captain of degree team, Otto Ringenberger.

HOW TO DRAW CASH THROUGH PUBLICITY.

Big Crowd Expected At "Kentucky Game Dinner" For Business Men Monday Evening.

When St. Elmo Lewis, the great business promoter, walks into the dining-room at the Louisville Hotel Monday evening he will face two hundred or more of Louisville's foremost citizens, all eager to hear what he will have to tell them about modern methods of advertising and selling goods.

Mr. Lewis will be the principal speaker at the "Kentucky Game Dinner for Business Men," to be given by the Advertisers' Club on that evening. The dinner will consist of native game and all accessories. It will include 'possum and sweet "taters," saddle of venison and wild duck, and will be served in the old-fashioned family style so that everyone may get what he wants.

The club also announces another speaker of national prominence, S. C. Dobbs, who spends a half-million dollars every year advertising a well-known soft drink. Mr. Dobbs is president of the Associated Advertising clubs of America, having been elected at the Louisville convention last August.

Mayor Head will be on hand with a word about advertising a city.

Those who may desire to attend should get their tickets to-day from A. B. Lipscomb at the Commercial Club or from Herman Schauberger, 63 Board of Trade building, as the number is limited to the capacity of the dining-room.

CASE OF MILITIAMEN CONTINUED IN COURT.

The cases of Capt. J. R. Clements, W. Connelly, W. Pelton, H. Thurman, E. D. Bowers and George Pfeiffer, members of the First Regiment, who were arrested Wednesday night on charges of disorderly conduct, were continued until December 10 by Judge Boldrick in the Police Court yesterday morning.

The men were arrested on a warrant sworn out by Arthur Smith, of 1431 West Walnut street, who alleges that the squad of soldiers came to his home at an early hour Wednesday morning, placed him under military arrest and mistreated him. Smith, who, Capt. H. J. Fox says, escaped from the guardhouse, will be tried by court-martial.

Conservative Management

And wise judgment in making investments is necessary to safeguard your principal and earn interest. The 75 years of experience of this bank is at your service.

Capital - $1,645,000

Surplus - $1,000,000

1834—75th Anniversary—1909

National Bank of Kentucky

231 W. Main Street, Louisville, Ky.

ITEMS OF INTEREST FROM NEW ALBANY.

—Miss Henrietta Klosse, East Elm street, has returned from a visit to Lafayette.

—The DePauw University Glee Club will give a concert at Centenary M. E. church January 9.

—An entertainment will be given this evening at the High School Auditorium by the German class of students.

—The Women's Aid Society of Centenary M. E. church will serve supper in the church parlors to-morrow night from 5 to 6 o'clock.

—On account of the prevalence of diphtheria in the town of Elizabeth, Harrison county, the public schools have been closed temporarily.

—In the case of David Beard against John Goulding and others, an action to recover damages for alleged personal injuries, a change of venue was granted the defendant to the Clark Circuit Court.

—The board of directors of the Highland Country Club held a meeting last night at the clubrooms and decided to make some improvements to the clubhouse before the series of winter entertainments begin.

—Harry Morris, who has been confined at St. Edward's City Hospital for several months, was able yesterday to go to his home in Paducah, Ky., Mr. Morris was taken a fracture of the right leg some time ago while walking along the street.

—The Floyd County Medical Society will give its annual banquet to-night. An elaborate spread has been prepared by Drs. Wilcox, Weathers and Cook, the committee to make arrangements for the entertainment, and all of the members have promised to be in attendance. A number of short talks will be made.

—The Board of Metropolitan Police Commissioners at its regular session adopted resolutions commending Capt. William Adams, Chief of Police, for his good work in capturing Thomas Jefferson Hoal, after his attempt to rob the Merchants' National Bank, and for his work afterward in protecting the prisoner from an angry mob.

—The Floyd County Detective Association has filed articles of incorporation with the Secretary of State in Indianapolis. The incorporators named in the articles are: Fergus Conroy, Charles Taylor, A. A. Stotz, Nehemiah Bowman, T. A. Hoke, G. W. Wright, G. F. Carmack, F. F. Farnsley and Thomas Hanlon. The association was organized to break up the series of robberies which were committed last spring and summer in the county outside the city.

—Maj. Funk, of Corydon, is in the city attending the session of the Floyd Circuit Court. Yesterday afternoon the case of Clem Crone against the Southern railway was called, in which Maj. Funk is attorney for the plaintiff. The suit is for $2,000 damages for alleged personal injuries. Crone was a passenger on the road, and it is alleged the was assaulted by the train men, who thought he was drunk, whereas he was only tired and went to sleep. He says he was permanently injured in being thrown off at Elizabeth, a station on the road.

—Edward F. Dishman, chief of police of Los Angeles, Cal., is visiting his mother, Mrs. Martha Dishman, 916 East Elm street, for a few days. Mr. Dishman is a native of New Albany and was formerly a well-known newspaper man in Louisville and Los Angeles. He was recently appointed chief of police of that city. Chief Dishman is on his way East to take into custody two men, who are in jail at New Haven, Conn., accused of a big diamond and jewelry fraud in which $12,000 is involved. Mr. Dishman will be in the city for several days.

—The Floyd County Democratic Club held an interesting meeting last night at headquarters in Eagles' Hall, Fifth and Spring streets. President John A. Cody presided and urged the members to attend more regularly hereafter, now that the county and congressional campaign is coming on. A number of the members will attend the meeting of the Democratic State central committee in Indianapolis on December 14, when arrangements will be made for the reorganization of the State and district committees. Several new members joined the club at the meeting last night.

CAPT. MARTIN DUGAN SUCCUMBS TO STROKE.

Retired Member of the Police Department Victim of Paralysis Which Followed Fall.

Capt. Martin Dugan, 78 years of age, died at 7:30 o'clock yesterday morning at the home of his son, Frank Dugan, Wharfmaster, 956 South Sixth street. Death resulted from a paralytic stroke received about two weeks ago.

Capt. Dugan was a veteran of the Civil War, having served for three years in the Union army. He was a member of the police department for thirty-eight years. He was retired on a pension three years ago. About two years ago Capt. Dugan sustained a broken hip in a fall at his home, and since that time he had been very feeble. Since the paralytic stroke he was helpless. Capt. Dugan was born in Ireland and came to this country when a boy. For nearly twenty years he was stationkeeper at the Clay-street station house. He is survived by two sons. They are Frank Dugan, Wharfmaster, and Martin Dugan, of the firm of Smith & Dugan.

The funeral will take place from the Dugan residence at 9 o'clock this morning, and there will be services at St. Louis Bertrand's church at 9:30 o'clock. The burial will be in St. Louis cemetery.

LOUISVILLE SAILOR ALLEGED TO BE DESERTER.

In a letter from Nankin, China, Mayor Head was informed that Benito Rowlett, of Louisville, was a deserter from the U. S. S. Villalobos, commanded by Ensign R. C. Smith. The place in the East where Rowlett left the ship is not mentioned in the letter.

LAST RITES

Over the Body of Dr. W. H. Sheets This Afternoon.

FUNERAL SERVICE AT WALL-STREET METHODIST CHURCH.

MINISTERS FROM ALL DENOMINATIONS TO ATTEND.

BURIAL IN WALNUT RIDGE.

The arrangements for the funeral of Dr. William H. Sheets, who died at his home in Jeffersonville on Wednesday, were completed yesterday. The services will be held at Wall-street Methodist Episcopal church, Jeffersonville, and will begin at 2 o'clock this afternoon.

The Rev. John S. Ward, pastor of Wall-street church, will preside. Five-minute talks will be made by Dr. M. B. Hyde, of Indianapolis, superintendent of the Seymour district of the Indiana Conference of the Methodist Episcopal Church; the Rev. Samuel Reid, pastor of the Charlestown M. E. church; the Rev. J. N. Jerman, pastor of the Port Fulton Methodist Episcopal church, and the Rev. F. O. Beek, pastor of Trinity Methodist Episcopal church, New Albany. A Scripture reading will be given by the Rev. M. C. Hughes, pastor of the First Christian church, Jeffersonville.

Ministers from all denominations will be present at the services and some will come from a distance. The active pallbearers will be as follows:

Maj. David C. Peyton, Dr. Isaac N. Ruddell, John R. Lancaster, Allen A. Swartz, Adolph L. Frank, all of Jeffersonville, and the Rev. Heber S. Headen, pastor of Jennie DePauw Memorial Methodist Episcopal church, New Albany.

The honorary escort will be:

Mayor Edward N. Flynn, the Rev. Lyman C. Murr, Dr. Davis L. Field, Dr. Oliver P. Graham, Thomas Sparks, Capt. William Howard, the Rev. E. B. Youmans, all of Jeffersonville; the Rev. E. I. Larue, the Rev L. C. Jeffrey and the Rev. J. B. Johnson, all of New Albany.

Jeffersonville Lodge, No. 240, Free and Accepted Masons, will attend in a body and will have charge of the services at Walnut Ridge cemetery.

The Clark County Medical Association also will be represented at the funeral.

Remonstrance Likely.

It is understood that late this afternoon a blanket remonstrance will be filed in the office of Peter Nachand, Auditor of Clark county, Ind., at Jeersonville, against the sale of intoxicating liquor in Utica township for the next two years. There was formerly a blanket remonstrance in the township, but it expired one month ago. A few days previous to this a petition was filed through William Emmerke on October 28, containing the names of thirty-six voters of the township, asking to withdraw from the remonstrance. As there was no published notice that anyone would apply for a license at the November term of the Board of County Commissioners to sell intoxicating liquor in Utica township no action was taken on the petition.

Since then William Emmerke, who filed the petition, has given notice he will apply for a license and yesterday afternoon a petition containing six additional names was filed with Auditor Nachand to be taken off of the remonstrance, which will make forty-two in all. Of the six names filed yesterday one could not be made out. The other five are as follows: H. T. Reynolds, David A. Dean, William C. Wesley, J. C. Grimes and Jesse Ferguson.

A warm fight is now expected next Monday, which will be the regular meeting of the board and to-day will be the last for filing the remonstrance.

Suit Against Convict.

Don Downing, an inmate of the Indiana Reformatory in Jeffersonville, has been made the defendant in a suit that was filed Wednesday at Indianapolis by Mrs. May Alexander Downing to annul her marriage to Downing on the ground that he has another wife, Mrs. Alva Downing, from whom he has not secured a divorce.

NOTES OF THE NEWS FROM JEFFERSONVILLE.

—The Protestant ministers of this city had arranged to exchange pulpits all over the city next Sunday, but it has been found necessary to change the arrangement and a new date will be selected.

—At the instance of Ada Weaver a warrant was sworn out in the City Court yesterday for the arrest of Nat Colvin, who is charged with using obscene language in the presence of a female.

—At the costs of the plaintiff one of the actions filed by Mrs. Caroline Selbert against the Hanover Fire Insurance Company for $500 damages on account of an alleged leaky roof, was dismissed in the Circuit Court yesterday.

—Amy Jefferson was granted a divorce in the Circuit Court yesterday from Henry Jefferson, the evidence having been heard previously, and the plaintiff's maiden name was restored. She also was given custody of a child born of the union.

—Lytle Leonard, who was arrested at Sellersburg by Sergt. Mike A. Wall, was presented in the City Court yesterday morning on the charge of defrauding Mrs. Ella Lutz out of a board bill of $16.50. He paid the amount and was given his liberty.

—Many business men of this city have signified that they will forsake their homes this evening and partake of the feast that will be spread by the Pastor's Aid Society of the First Presbyterian church at the annual turkey supper and bazar.

—A motion and affidavit for a citation and restraining order against the plaintiff was filed yesterday in the Circuit Court in the divorce action of Lindsey Ganoth against Emma Ganote and the husband was ordered produced in court on December 9.

—An order of sale was issued yesterday in the action of Joseph H. Warder, administrator of the estate of Ella Mahew, against Taylor Williams and others for partition and bond to sell was filed with H. F. Dilger and Thomas H. Stradley as sureties.

—Plans have been accepted by the United Gas and Electric Company for making improvements to the local plant that will entail a cost of between $25,000 and $35,000. A new gas holder is to be put up and a number of other improvements are to be made.

—Tell Lodge, No. 272, Independent Order of Odd Fellows, has elected the following officers: Edward Barnicle, noble grand; Henry Glunk, vice grand; George Ruck, past grand; August Happel, secretary; William Pfau, treasurer; George Pfau, Sr., trustee.

—On written reasons filed by George C. Kopp, Prosecuting Attorney, the two criminal charges against Fred Menaugh were dismissed in the Circuit Court yesterday, the prosecuting witness having died a few days ago. The cases came here from Scott county.

—At the home of Mr. and Mrs. Thomas J. Brock this afternoon the Auxiliary of the C. W. B. M., of the First Christian church will hold an open meeting at which C. W. B. M. day will be observed and a splendid programme has been arranged for the occasion.

—A number of men have been sent from the local branch of the American Car and Foundry Company to Chicago to make some alterations to the roof of a few of the steel coaches for the Rock Island route that were built here. They will be gone for several days.

—Officers for Jeffersonville Camp, No. 12587, Modern Woodmen of America, have been elected as follows: J. T. Cardwell, counsel; Roy Haynes, adviser; E. F. Russell, banker; George B. Watson, clerk; J. H. Kime, escort; A. H. Baker, watchman; W. B. Raines, sentry; B. H. Hendron, manager.

—At the Claysburg school, just north of the city, which is in charge of Prof. Homer G. Todd and Miss Nellie Lafever, a box social will be given this evening for the benefit of the school library, and a large attendance is expected. A large number from this city have signified that they will be present.

—The last street work to be done under the present administration is completed, and George W. Palmer, who had the contract for improving Court avenue, from Wall street to Walnut street, and for building a sewer on Court avenue, east from Mechanic street, yesterday began shipping his equipment to Logansport, which is his home.

—Judgment on a demurrer was given yesterday by Judge Harry C. Montgomery in the action of Mrs. Mary L. Schulz against the Fidelity Life Insurance Company for the collection of an insurance policy of $1,000 on the life of Charles Schulz. The finding in brief was that the insured had paid no premium and a policy had not been issued to him.

—Miss Ida Cooley, who is 28 years old and a daughter of Merrill Cooley, of Borden, has been declared insane by a commission composed of Magistrate Jasper Nofrey, Dr. James B. Stalker, Dr. Ben F. Stalker and Dr. Homer Stalker. An application was forwarded to Indianapolis last night for her commitment to the Central Hospital for the Insane.

—To secure bonds for that amount a mortgage for $600,000 was filed in the office of George W. Stoner, Recorder of Jefferson county, yesterday from the Indianapolis and Louisville Traction Company to the Colonial Trust Company, of Pittsburg, on the right-of-way and other property of the mortgagor located between Sellersburg and Seymour. The mortgage, it is set forth, is subject to another of $1,250,000.

—Some of the local employes of the Pittsburg, Cincinnati, Chicago and St. Louis railway are showing considerable concern over a rumor that comes from the East that there is to be a general increase in salaries with the new year. No such notice has been sent out, but the employes say such action generally comes as a surprise with the arrival of the pay car.

MEMORIAL WINDOW FOR JUDGE BARR

LETTER FROM PRESIDENT TO BE READ AT FOURTH-AVENUE PRESBYTERIAN CHURCH.

Memorial service for the late Judge John Watson Barr will be held next Sunday afternoon at 3 o'clock in the new chapel of the Fourth-avenue Presbyterian church. Addresses will be made by Judge Alex P. Humphrey, Mr. David W. Fairleigh and the pastor, Dr. W. Francis Irwin. A letter of appreciation will be read from President William H. Taft, who for several years was associated with Judge Barr on the bench.

The service is in connection with the unveiling of the magnificent memorial window, presented by John W. Barr and Miss Anna Barr. The subject of the window is the "Resurrection." The artist is Harry Eldridge Goodhue, of Boston, who is acknowledged to be the greatest genius in glasswork in the country. The window has already excited the most enthusiastic praise from competent judges, and from those who have been admitted to the chapel. The window was placed in the new chapel of the parish house instead of the church because of the interest taken by Judge Barr in the planning of this building.

With this gift there will be presented to the church, without ceremony, another window by the same artist in memory of Mrs. Jeannette W. Irwin, a gift from the women of the church, and a beautiful bronze and oak baptismal font in memory of William Grinstead Kinkead, a gift from Mr. and Mrs. Robert C. Kinkead.

HENRY A. BEMMERLE AND MISS COFFMAN MARRY.

Nuptial Knot Tied By Jeffersonville Magistrate—Others Are Also Made Happy.

Henry A. Bemmerle, assistant treasurer of Hopkins Theater, and Miss Grace Coffman, also of Louisville, were married in Jeffersonville on Wednesday night by Magistrate James S. Kelgwin. The bridegroom is a native of Louisville and is 23 years old. He is a son of Antone Bemmerle, now of Indianapolis, a cigarmaker. The bride was born at Charleston, Va., and is 18 years old. She is a daughter of Andrew Coffman, who still lives at Charleston and is a carpenter.

Walter E. McCandless and Miss Sallie Bragg, both of Edmonson county, Ky., also were married in Jeffersonville on Wednesday night by Magistrate James S. Kelgwin. The bridegroom is a grocer and was born in Metcalfe county, Ky., thirty-one years ago. He was divorced from a former wife in 1899. The bride is a native of Adair county, Ky., and is 20 years old.

William H. Daulton, a railroad brakeman, and Miss Beatrice Davis, both of Louisville, were married Wednesday night in Jeffersonville by Magistrate Charles S. Hay. The bridegroom is a native of Gallatin county, Ky., and is 34 years old. He is a son of William Daulton, a farmer. The bride was born at Shepherdsville, Ky., and is 28 years old. She is a daughter of J. H. Davis, a farmer who lives near Bardstown, Ky.

Clarence Pendleton, a farmer whose home is in Taylor county, Ky., and Miss Lucy Hinton, of Greene county, Ky., were married yesterday afternoon in Jeffersonville by Magistrate James S. Kelgwin. Both are natives of Taylor county and the bridegroom is 21 years old. He is a son of John Pendleton, a farmer. The bride is 18 and a daughter of Jesse Hinton.

The South's Highest-Class Department Store.

Kaufman-Straus Co.

INCORPORATED

Dressmakers, Attention!

Special For Saturday.

Dressmakers and those who make their own dresses will be interested in the announcement that for Saturday's special selling we place on sale several thousand yards of

Passementeries In Black and Colors, Gold and Silver Bands of Various Widths, Beaded and Spangled Bands

at enormous reductions for this one day.

We give this opportunity before the dressmaking season is at an end, therefore advise early selection to secure choice.

The reductions are so great that it will pay to purchase for future use.

A Principal Bank for a Growing City with a Standard of Established Strength.

THE AMERICAN NATIONAL BANK

AT THE CORNER OF THIRD AND MAIN STREETS.

HAS ONE MILLION OF ITS OWN CAPITAL INVESTED IN GOLD BONDS ON HAND.

TO GUARANTEE YOUR DEPOSITS.

SIX MONTHS' CERTIFICATES ISSUED, BEARING THREE PER CENT. PER ANNUM INTEREST.

DEATHS.

DUGAN—December 2, at 7:20 a. m., Martin Dugan, aged 78 years.

Funeral will take place from the residence of his son, Frank Dugan, 956 South Sixth street, Saturday morning, December 4, at 9 o'clock, and at St. Louis Bertrand church at 9:30 o'clock. Interment in St. Louis cemetery. Relatives and friends invited to attend.

FRUECHTENICHT—John H. Fruechtenicht, Wednesday, December 1, at 2 a. m., in his 27th year.

Funeral from family residence, 426 S. Eighteenth street, Friday at 2 p. m. Interment in Cave Hill cemetery.

GUETIG—December 2, at 10:15 a. m., Anna Mary Guetig, beloved wife of Phillip Guetig.

Funeral from residence, 2328 Frankfort avenue, Saturday morning, December 4, at 8:45 o'clock, and from St. Francis of Rome church (Clifton) at 9 o'clock. Interment in Cave Hill cemetery. Private.

MORRISS—Asleep on Thursday, December 2, 1909, at 12:15 p. m., Mamie Catherine, infant daughter of Mark F. and Mamie Morriss (nee Klapheke), aged 1 year 10 months and 13 days.

Funeral this (Friday) afternoon at 3 o'clock from residence, 973 Baxter avenue, and from St. Brigid's church at 3:15 o'clock. Interment in St. Louis cemetery.

SHAW—At 8 p. m., December 1, Miss Fannie M. Shaw, stepdaughter of John H. Wiley.

Funeral from Cralle's chapel, Sixth and Chestnut streets, at 2:30 p. m., Friday, December 3. Interment in Cave Hill.

MEETINGS.

Members of Mt. Horeb Encampment, No. 1, I. O. O. F., are requested to attend the meeting Friday night, December 3, 1909. Goethe Encampment, No. 37, and sojourning patriarchs are cordially invited. L. D. PEARSON, C. P.
N. STEINBERG, Scribe.

MISCELLANEOUS.

Notice.

This is to notify my customers that W. B. Russell is no longer in my employ.
ERNEST C. NAYLOR, 429 W. Market st.*

Notice To Owners of Bonds of the Central Home Telephone Company.

Any owner of bonds of the Central Home Telephone Company not heretofore deposited with trustees under bondholders' protective agreement is hereby notified that his bonds may still be deposited with said trustees, who have purchased the property of the company under foreclosure sale. Bonds will be received by trustees any time before confirmation of sale by the court and will be treated on the same basis as the $2,015,000 bonds now deposited with trustees. Address

E. H. CADY, Secretary.
Office Ohio building, Toledo, O.

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416 FOURTH AVE., Louisville, Ky.

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Fifth and Court Place.

HUNTING ACCIDENT CAUSES LOSS OF ARM.

Jesse Mitchell, 18-year-old son of Dennis Mitchell, a farmer on Briar Creek, about twelve miles from West Point, who was accidentally shot while hunting Saturday afternoon near his home, and who underwent an operation for the amputation of his right arm, is reported doing nicely, and it is believed that he will recover.

The lad was hunting rabbits Saturday afternoon and while hot on the trail of one of the little creatures was attempting to cross a fence in a field when the gun was discharged and almost tearing off his right arm, amputation was necessary.

POWER PLANTS

If you are thinking of installing a power plant we want you to secure our estimate. We install every kind of power, and can save you money. Estimates furnished. Write or phone

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Lump $4.00
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EXTREME LIMIT DEC. 12.

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8:00 A. M. 8:45 P. M.

Through Parlor and Sleeping Cars. Information City Office, 143 Fourth, or Depot, Seventh and River.

R. Campbell Kennedy, Gen'l Agent.

Wintersmith's Tonic will tone you up.

FOR Ringing in Ears and Deafness USE

25c at all Druggists, or sent prepaid by C. H. Keith, Mfr., Cleveland, Ohio

BEN DOUBLE IN FEATURE RACE

Bea's Jack Parker and Others and Sets a New Track Record.

CIVILL STARTS SELLING WAR.

Jockey Vincent Powers Denies the Story That He Will Ride Abroad Next Year.

HOWARD GETS NASTY FALL.

JACKSONVILLE SELECTIONS.

FIRST RACE—Comedienne, Austin Sturtevant, Fond Heart.
SECOND RACE—Banives, French Girl, Ten Paces.
THIRD RACE—Cloisteress, Lucetta, Earl's Court.
FOURTH RACE—Dr. Holzberg, Lareina Hindoo, Court Lady.
FIFTH RACE—Woolstone, Jack Baker, Polar Star.
SIXTH RACE—Golconda, Mamie Algol, Heart of Hyacinth.
BEST BET—Dr. Holzberg.

JACKSONVILLE, Fla., Dec. 2.—(Special.)—A very ordinary day of racing was somewhat enlivened by the precipitation of a selling race war, the end of which is not yet in sight. Pat Civill, who is racing a pretentious stable of platers, acted the role of gunner and when the bombardment was over he had "boosted" Black Oak, winner of the closing event, $700 over his entered price of $500. Trainer Byer protected the horse with the usual advance of "five."

The fourth and carded feature event was won by Ben Double, the famous "battery horse." Jack Parker, from the Chinn establishment, was the one the talent strung with, but the best he could do was to finish a beaten off second. Besom outlasted the poorly ridden Sinfran. The time, 1:14 3-5, establishes a new record for the six furlongs at this course.

F. E. Gardner arrived from Lexington during the day. Top Note is the one the Shaw connections are about to bet on. The Quickstep, next Saturday, is the spot.

Jockey Howard received a nasty fall when Gramsar came to grief in the fifth. No serious results are anticipated.

Jockey Vincent Powers will not emulate Taral, Sloan, Maher and other American riders who have gone abroad when increasing weight has forced them out of many mounts on this side of the pond. When questioned as to his future plans Powers to-day said:

"The story to the effect that I will ride abroad is untrue. While I have not signed a contract to ride during 1910 I nevertheless have a understanding with Mr. Hildreth that he is to have first call. In view of the fact that he has the best stable of horses in this country I cannot see where I could better myself. I am taking on weight pretty fast, and I expect next season to be my last as jockey."

Powers was able to do 109 pounds to-day and says he will be able to make 105 before many days. Summaries:

First Race—Two-year-olds; six furlongs:

O. K. Herndon	103	(Gilbert), 11 to 5	1
Harvey F.	104	(J. Reid), 4 to 1	2
Top Notch	94	(Moore), 30 to 1	3

Time, 1:17 1-5. Amanda Lee, Our Nugget, Lady Frederick and Coonskin also ran.

Second Race—Three-year-olds; handicap; six furlongs; selling:

San Gil	108	(Butwell), 4 to 1	1
Hoyle	105	(Howard), 6 to 5	2
Alencon	109	(Grandin), 7 to 1	3

Time, 1:17. Montoni, Eustachian, Enlist, Pallas and C. Clamp also ran.

Third Race—Three-year-olds and up; six furlongs; selling:

Royal Captive	102	(King), 3 to 1	1
Woodlawn	100	(G. Burns), 16 to 5	2
Lord Nelson	109	(Powers), 11 to 10	3

Time, 1:16 3-5. Bosom Friend, John Garner, Daruma and Lady Carolina also ran.

Fourth Race—Handicap; all ages; six furlongs:

Ben Double	103	(Howard), 4 to 1	1
Jack Parker	105	(G. Burns), 8 to 5	2
Besom	113	(Butwell), 11 to 5	3

Time, 1:14 3-5. Sinfran, Summer Night and Rialto also ran.

Fifth Race—Three-year-olds and up; one mile; selling:

Flarney	104	(Obert), 6 to 5	1
Sand Piper	98	(King), 6 to 1	2
Admonish	103	(Franklin), 20 to 1	3

Time, 1:44. Irrigator, Ballot Box, Pearl Point, Trappe and Gramsar also ran.

Sixth Race—Three-year-olds and up; one mile; selling:

Black Oak	112	(Butwell), 6 to 5	1
Cablegram	109	(Musgrave), 9 to 2	2
Paradise Queen	95	(Palmy), 4 to 1	3

Time, 1:48 3-5. Wingokocking, Home Run, Silverine and Throckmorton also ran.

JACKSONVILLE ENTRIES.

FIRST RACE—Five and a half furlongs:

Catherine Cardwell	98	Sir Vagrant	107
El Oro	103	Comedienne	107
Austin Sturtevant	104	Fond Heart	107
		Trappe	100
		John A. Munro	106

SECOND RACE—Six furlongs:

O. K. Herndon	98	Sir Ormonde	101
Indian Maid	98	Banives	103
Herdsman	98	Ten Paces	105
French Girl	98		

THIRD RACE—Five and a half furlongs:

Lucetta	92	Splendida	107
Hagman	103	Cloisteress	107
Sister Phyllis	101	Waterbury	111
Edgeley	107	Earle Court	112

FOURTH RACE—Seven furlongs:

Alamo	97	Court Lady	108
Lady Caroline	111	Cunning	105
Billy Pullman	104	La Reine Hindoo	103
Topsy Robinson	104	Endymion	101
Dr. Holzberg	106		

FIFTH RACE—Mile and a sixteenth:

Pocomoke	105	Roseburg II.	108
Hoyle	103	Polar Star	109
Bosom Friend	108	Woolstone	109
Jack Baker	108		

SIXTH RACE—Mile and an eighth:

Golconda	102	Mamie Algol	107
Mr. Knapp	104	Dr. Young	107
Agreement	107	Heart of Hyacinth	107
Crepps Beckham	107		110

EARLY TIDE IN FEATURE.

Layers and Players At Oakland Are Warned By Attorney Not To Pass Money.

Oakland, Cal., Dec. 2.—Through a good ride by Archibald, the Modesto Handicap, at Emeryville, to-day went to Early Tide, the favorite. Napa Nick, heavily played, led until a short distance from the wire, but Denny was of no assistance, and Early Tide caught him in the last few yards. Fine weather prevailed, but the track was muddy.

In denying a writ of habeas corpus in the case of Charles Brown, charged with a violation of the Walker-Otis anti-betting law, in receiving money on a wager, the State Supreme Court expressed the opinion that the law was valid. Accordingly, Carroll Cook, attorney for the racing association, warned layers and players not to pass money. Summaries:

First Race—Futurity course:

Ingham	107	(C. Williams), 3 to 1	1
Balnade	107	(Walsh), 2 to 1	2
Burning Bush	107	(E. Sullivan), 4 to 1	3

Time, 1:12 4-5. No Quarter, John A. Mallon, Illusion, Ramsay, Special Delivery and Swaggerlator also ran.

Second Race—Five and a half furlongs:

Raleigh F. D.	112	(Rattig), 4 to 1	1
Ilex	112	(Mentry), 12 to 5	2
Silver Grain	112	(Archibald), 12 to 1	3

Time 1:09 3-5. Contra Costa, Wicket, Roberta, Galena Gale, Helen Carroll, Airie Fairie, Ocean View and Sully also ran.

Third Race—Futurity course:

Hampase	110	(Archibald), even	1
Grace G.	109	(Sullivan), 6 to 1	2
Philistine	103	(Glass), 12 to 1	3

Time 1:12. Cymbal, Lord of the Forest, Inclement, Beaver Dam Lad and Beliers also ran.

Fourth Race—Five furlongs; Modesto Handicap:

Early Tide	103	(Archibald), 11 to 5	1
Napa Nick	93	(Denny), 3 to 1	2
Rey Hindoo	108	(Cavanaugh), 7 to 2	3

Time 1:01. Hamper and Cloudlight also ran.

Fifth Race—One mile; selling:

Ed Ball	109	(Denny), 5 to 1	1
Billy Myer	104	(C. Williams), 6 to 1	2
Convent Belle	104	(Selden), 3 to 1	3

Time 1:43 4-5. Emma G., Mr. Bishop, Copperfield, Aunt Kit, Liddington, Lady Alicia, Ak-Sar-Ben and Lady Rennsellaer also ran.

Sixth Race—Six furlongs:

Mauretania	109	(Archibald), 7 to 10	1
Ybor	99	(Miller), 15 to 1	2
Roy T.	106	(Coburn), 4 to 1	3

Time, 1:16 1-6. Aliness, Sainest, Sir Barry and Dr. Mayer also ran.

OAKLAND ENTRIES.

FIRST RACE—Five furlongs; purse:

Sweet Basil	112	Clara Sal	109
Rabble	112	Juan	109
Arthur Rouse	112	Herlina	109
Prince Winter	112	Cian	109
Elodia II	109		

SECOND RACE—Six furlongs; selling:

Ampedo	110	Donald	112
Burnell	112	*Exchequer	107
Deneen	112	*Colbert	107
Redwood II	112	*St. Albans	107
Mossback	112		

THIRD RACE—Six furlongs; selling:

St. Avon	110	No Quarter	112
Luxurio	112	Paul Clifford	112
Bikkra	112	May Sutton	112
Velma G	112	*Sam Barber	107
Curriculum	112	*Taxer	107

FOURTH RACE—Seven furlongs; purse:

Bellondanie	102	Sonia	99
Eddie Graney	110	Miss Picnic	99
Binocular	102	Lewiston	99

FIFTH RACE—Six furlongs; purse:

Merlingo	110	Priceless Jewel	112
Burleigh	112	Aristotle	112
J. C. Clem	112	*Lady Kitty	107
Fordello	112		

SIXTH RACE—Five furlongs; purse:

Pico Blanco	112	Barney Mason	109
Dr. Dougherty	112	Canteen	109
Directello	109	Cuvina	109
Silk	109	Rivera	109
Banorela	109		

*Apprentice allowance.

ONLY TWO FAVORITES WIN.

Stoneman, Heavily Played, Runs a Miserable Race, Finishing Outside the Money.

Tampa, Fla., Dec. 2.—Only two favorites rewarded the talent to-day and these were at such short prices that the majority of the play was on the second choices for the place and show. The upset of the day was in the second, when Stoneman, after being backed from even to 7 to 10, an unusually heavy play going in, put up a miserable race, being outrun all the way. Soil, the second choice in this race, was much favored and rewarded the backers by finishing in front. Summaries:

First Race—Five furlongs; selling:

Lottie Darr	115	(Mountain) 12 to 20	1
Diato	106	(S. Davis), 25 to 1	2
Inspection	105	(A. Burton), 7 to 2	3

Time, 1:06. T. M. Irvin, Catrine Montour, Simonette, Black Annie and Limelight also ran.

Second Race—Six furlongs; selling:

Soil	104	(Lang), 9 to 2	1
Anna Smith	109	(Irvin), 8 to 1	2
Calthan	109	(Mountain), 20 to 1	3

Time, 1:21. Stoneman, Laredo, Nellie Burgess and Red Hussar also ran.

Third Race—Five and one-half furlongs; selling:

Ametus	111	(Griffin), 15 to 1	1
Uncle Jim	109	(D. Boland), 10 to 1	2
La Salle	102	(Estep), even	3

Time, 1:12 2-5. Eva Tanguay, Lou Lanier, Escutcheon, Adeline Bourne and Al Bush also ran.

Fourth Race—One mile; selling:

Descomnets	102	(Lovell), 8 to 5	1
Quinine	102	(Trentham), 4 to 1	2
Maximum	103	(Morehouse), 5 to 1	3

Time, 1:48 2-5. Alice also ran.

Fifth Race—Five furlongs; selling:

Luculius	109	(Mountain) 7 to 2	1
Baleshed	108	(Hatchett), 7 to 2	2
Hammock Bob	104	(Jackson), 7 to 2	3

Time, 1:07. Serenade, Annie Donahue and Gilliford also ran.

Sixth Race—Mile; selling:

Great Jubilee	103	(Upton), 1 to 3	1
Silverado	95	(Arnold), 6 to 1	2
The Boy	109	(D. Boland), 8 to 1	3

Time, 1:51. Alvise also ran.

TAMPA ENTRIES.

FIRST RACE—Five furlongs; selling:

Fete	106	Ambush	106
Charlotte Ham-			
ilton	106	Revelry	111
Pirate Diana	106	Caltha	111
Serenade	106	Mary Holland	111

SECOND RACE—Six furlongs; selling:

Inspection	94	Sidda	107
Kuhn and Kin	100	Greenbridge	107
Icarian	100	May Lutz	107
Miss Paladin	102		

THIRD RACE—Five and one-half furlongs; purse:

Sallie Savage	103	Flashing	107
Morpeth	106	Jack Dennerlen	118
Sir Compton	106		

FOURTH RACE—Six furlongs; selling:

W. L. Hinch	104	Okenite	109
Daisy B.	108	My Love	109
Orphan Lad	108	Bonebrake	103
The Clown	106		
Frank Patton	107	Beth Goodwin	109

FIFTH RACE—One and one-sixteenth miles; selling:

Admonitor	99	Huerfano	111
Maximum	100	A. Muskoday	114
Great Jubilee	105	Red Hussar	114
Delestrome	111		

SIXTH RACE—Five furlongs; selling:

Autumn Maid	101	Ametus	111
Elysian	103	Birdslayer	111
Juliette M.	106	Baleshed	111
Bannock Bob	108	Annie Donahue	111
Nellie Burgess	111	Judge Dundon	114

CALIFORNIA ANTI-BETTING LAW IS SUSTAINED.

San Francisco, Cal., Dec. 2.—The State Supreme Court sustained to-day the validity of the Walker-Otis anti-betting law when it refused to issue a writ of habeas corpus for the discharge of Charles Brown, who was arrested November 22 at the Emeryville racetrack for accepting a bet.

The Walker-Otis measure, passed at the last session of the Legislature, is almost identical with the New York laws.

Lexington Horse Sale Ends.

Lexington, Ky., Dec. 2.—(Special.)—The sale of thoroughbred horses closed this afternoon after 436 head had been disposed of for a total of $96,210, an average of $220. At to-day's sale 139 head were sold for $25,770, an average of more than $185. With the exception of two or three mares only yearlings were sold to-day. This accounts for the comparatively low prices. The highest price of the day, $1,550, was paid to P. Guilfoyle by W. C. Overton, a colored trainer, for the yearling colt by Meddler out of that good mare, The Lady. To-day's sales for $500 and over were:

Bay gelding by Mazagan—Countess Irma, T. C. McDowell to James P. Ross, $350; chestnut colt by Requital—Perpetua, Claude M. Thomas to Milton Young, $300; bay colt by Requital—Prioress, Claude M. Thomas to W. C. Overton, $550; bay colt by Mazagan—Betsy Brock, C. R. Hawkins to George J. Long, $700; chestnut colt by Nasturtium—Illbrock, George J. Stoll to George J. Long, $325; chestnut filly by Nasturtium—Pink Rose, George J. Stoll to J. L. McGinnis, $1,000; bay colt by Woolsthorpe—Queen Quality, G. C. Holloway to Milton Young, $400; chestnut filly by Starshoot—Sister Annette, D. G. Taylor to William Wallace, $700; Roy Flautt, b. c., by The Commoner—Gleetta, C. R. Parkhill to James H. Ross, $300; Double Maiden, b. f., by Miller—Silver Bell, H. C. Berry to J. C. Milam, $350.

Bay colt, by St. Dory—County Fraud, by Deceiver; sold by S. C. Lyne to Rolla Drake, $325.

Bay filly, by Marta Santa—Proud, by Plaundes; S. C. Lyne to W. S. Hunter, $305.

Bay colt, by Sempronius—Bon Voyage, by Zorilla; Balgowan Stud to J. W. May, $800.

Chestnut filly, by Cesarion—Paradise, by Milton; C. W. Simpson to J. C. Milam, $600.

Chestnut filly, by Pirate of Penzance—Catherine of Navarre, by Kl. of Ellerslie; Young Bros. to J. C. Carrick, $375.

Chestnut colt, by McGee—California, by Midlothian; P. Guilfoyle to Hiram Steele, $1,150.

Bay colt, by McGee—Penela, by Riley; P. Guilfoyle to Hiram Steele, $350.

Bay colt, by Marta Santa—Catherine H., by Cactus II.; P. Guilfoyle to O. H. Chenault, $425.

Bay filly, by Ormicant—Proclaim, by St. Hilaire; P. Guilfoyle to George J. Stoll, $400.

Brown colt, by Contestor—Sweep Along, by Long Flight; Edward Frazer to W. C. Overton, $1,160.

Chestnut colt, by Contestor—Laundress, by Meehan; Edward Frazer to W. C. Overton, $525.

Slosson Wins From Cutler.

New York, Dec. 2.—By defeating Albert G. Cutler, of Boston, to-day, 500 to 311, in the last of the regular scheduled games of the international billiard championship, George F. Slosson, of New York, won fourth place, which entitles him to 10 per cent. of the cash prize. Slosson had a high run of 109.

HANDICAP GOES TO MARCHMONET

Gets Up In Time To Beat King Cobalt a Head At Juarez.

THE FAVORITES RUN POORLY.

Banbury, Howard Pearson and Fred Mulholland Furnish a Thrilling Finish In Closing Race.

FORM PLAYERS' POOR DAY.

EL PASO, Tex., Dec. 2.—(Special.)—Compared with the opening day's grand outpouring the attendance at Juarez this afternoon appeared rather small, but there was a fair-sized crowd on hand to witness some fairly good racing. Track Superintendent Harry Carr had the roller and sprinkler at work all forenoon and as a result the track showed some improvement over that of yesterday.

The feature of the day's card, a $500 handicap, resulted in a stirring finish between Marchmonet and King Cobalt, the former getting the verdict by a head. The Bedwell entry, Bellwether and Marse Abe, favorites in the betting, were both prominent in the early running, but quit together in the last eighth and finished outside the money. The winner, at 6 to 1, went to the post unsupported. Glorio ran a game race, closing with a great burst of speed and getting up in time to get show money.

All the races proved interesting and a number of close finishes resulted. The most spectacular finish of the afternoon and the only one to bring the spectators to their feet came in the closing event, in which Banbury, Howard Pearson and Fred Mulholland came to the wire in such close formation that it was a difficult matter to separate them. The three raced together all through the final sixteenth, Banbury next the rail received the strongest ride and got the decision with Howard Pearson second and Fred Mulholland third.

Speculation was lively and the books handled a volume of money. They kept most of it, however, as all of the choices went down to defeat.

Commencing Friday the first race will be called at 2:15 p. m.

J. W. Whitaker of Dr. Downie, in the third race, got into a jam on the back stretch, and being forced against the rail, his foot was injured. The injury kept the boy out of the saddle for the remainder of the afternoon. Summaries:

First Race—Five furlongs:

El Perfecto	102	(Monsan), 20 to 1	1
Lord Clinton	102	(Austin), 11 to 2	2
The Wolf	105	(Warren), 25 to 1	3

Time, 1:04 4-5. Steel King, Rounder, Tipster, Brunhilde, Lady Panchita and Slewfoot also ran.

Second Race—Six furlongs; selling:

Anne McGee	105	(J. Wilson), 13 to 5	1
Goldbin	104	(McCahey), 10 to 1	2
Silver Stocking	110	(Kinney), 2 to 1	3

Time, 1:19. Plume, Belle Brady, Lillian Ray, Bright Skies and Posing also ran.

Third Race—One mile; selling:

Bonnie Prince Charlie	106	(Small), 4 to 1	1
Keep Moving	96	(Kennedy), 3 to 1	2
Arcourt	106	(Pickens), 8 to 1	3

Time, 1:49 2-5. George Young, Wineberry, Ardenia and Dr. Downie also ran.

Fourth Race—Handicap; one mile:

Marchmonet	102	(Benson), 6 to 1	1
King Cobalt	114	(Creery), 5 to 2	2
Glorio	113	(C. Henry), 2 to 1	3

Time, 1:18 2-5. Bellwether, Marse Abe and Servile also ran.

Fifth Race—Five and a half furlongs:

Dave Montgomery	108	(Donovan), 9 to 2	1
Rustem, 101	(Creery), 5 to 1		2
Kiddy Lee	108	(Kennedy), 9 to 2	3

Time, 1:13. Galter, Camera, Delf and Alva B. also ran.

Sixth Race—One mile; selling:

Banbury	96	(Gardner), 6 to 1	1
Howard Pearson	101	(McCahey), 7 to 2	2
Fred Mulholland	104	(Small), 3 to 1	3

Time, 1:49 4-5. Tony Faust and Tremargo also ran.

JUAREZ ENTRIES.

FIRST RACE—Six furlongs; selling:

Dalesman	101	Execution	104
Orifano	101	Hollow	104
Star Thistle	102	Fireball	104
*Apologize	103	Pocatalligo	101
Congo	104		

SECOND RACE—Selling; seven furlongs:

*Bon Ton	99	R. Q. Smith	104
*Posing	99	Cheswardine	104
*Black Hawk	102	Ada O. Walker	104
Cull	104	Deuce	107

THIRD RACE—Selling; six furlongs:

*Judith Page	98	Lord Clinton	106
Tipster	99	*Radiation	105
*Kyle	102	Corzo	105

FOURTH RACE—Selling; one mile:

*Servile	104	*McLaire	106
Light House	106	*The Thorn	105
Bryce	106	Dr. Nash	105
Cotytto	106	Bonnie Prince	
McNally	106	Charlie	110
Landlord	108		

FIFTH RACE—Purse; five and a half furlongs:

*Illustve	99	J. H. Houghton	106
Fusilier	108	St. Dunstan	107
La Dextra	103	Short Order	110

SIXTH RACE—Selling; five furlongs:

Brougham	106	Aquila	109
Miss Gratitude	106	Hancock	110
*E. M. Fry	105	Lady Adelaide	110
*Bonnie Hayes	105	Kopek	113

*Apprentice allowance.

WANT TO REVIVE RACING IN STATE OF LOUISIANA.

New Orleans, Dec. 2.—That a vigorous stand will be made before the next Legislature in the spring of 1910 for the revival of racing in Louisiana is indicated by the securing of thousands of signatures in New Orleans petitioning the General Assembly of the State to repeal anti-racing measures adopted at the last session. In the petition being circulated the Legislature is asked to enact legislation for the appointment of a racing commission and "a sane statute on the sport of kings."

ROBERT W. BROWN NOT AN APPLICANT.

Says National League Magnates Have Not Mentioned Question of Presidency To Him.

A rumor, emanating from Milwaukee, was circulated yesterday to the effect that Mr. Robert W. Brown, managing editor of the Louisville Times, would be the next president of the National League of Professional Baseball Clubs, to fill the place made vacant by the death of the late Harry C. Pulliam, who was also a Louisville man. Mr. Brown said yesterday that he was not an applicant for the position. Mr. Brown said:

"Among the National League club presidents I have several good friends. Of these I may mention Messrs. Murphy, Ebbetts, Dreyfuss, Herrmann and Dovey. If any one of them has ever planned to present my name at the forthcoming annual meeting of the National League in New York City he has thus far failed to take me into his confidence. As to Mr. Herrmann's intentions, all I know comes from a published interview to the effect that he was pledged to Mr. Heydler. The position is one of dignity and great importance, and while my name has been pleasantly associated with the honor, I am in no sense an applicant. Nobody could be more cogenially situated than I am on The Times, where for years I have served as managing editor and where every duty of every day represents in its fulfillment a genuine labor of love to me."

Lawrence To Manage Earlham.

Richmond, Ind., Dec. 2.—Hugh Lawrence has been chosen manager of the Earlham College football team.

OFFICIALS FOR TRACKS IN EAST

Fitz Gerald and Joe Murphy Are the New Racing Judges.

HORSEMEN OF EXPERIENCE.

Season To Open On April 1 At Pimlico, Three Weeks Earlier Than Usual.

A REVIVAL OF INTEREST.

CHRISTOPHER J. FITZ GERALD and Joseph A. Murphy will be the judges on the New York racetracks next season, says the New York Telegraph.

On account of the death of Clarence McDowell, it was necessary to consider the qualifications of the men available in this respect, and the fact that these two men have been decided upon as the best for that important position on New York race courses is not only interesting to racing men of all classes, but serves to make their qualifications undeniable by reason of this early decision.

Judging races is the most important part of official turf work, not excepting the deliberations of stewards on that which has happened in the races run.

East and West for many years there has not been unusual complaint with regard to decisions in races. In most cases a reliable man has been in the stand, and if the judge in the West was also a steward, that had nothing to do with the actual placing of the horses.

Both Mr. Fitz Gerald and Mr. Murphy are well known to racing men of a decade or so, and in various capacities they have been satisfactory to the associations and the racing public.

Mr. Fitz Gerald came into racing officially as a starter some half dozen years ago, when the conditions were decidedly different from those that obtain at the present time. In the first years of his incumbency as starter Mr. Fitz Gerald had plenty of criticism, but before he left the starter's box to take the management of the Brighton Beach Racing Association he was generally regarded as one of the best men that had ever held the important position on Eastern racetracks.

* * *

A Western Official.

Mr. Murphy is principally a Western racing man by habit and association, although he has officiated in the stand on Eastern race courses.

The West has always sworn by Joe Murphy, so far as integrity and ability are concerned. In the steward's stand Mr. Murphy has been vigilant, and notably conscious of all the things that might not be ar they should for the interests of racing.

Mr. Fitz Gerald was no less active and alert when he was a steward at Brighton Beach.

There is a, very general opinion that the stewards' stand has always been a point of absolute interest and importance to anyone who went racing. In the past two years few of the sport, the racing associations have endeavored to keep down expenses, which is but natural, but the attempt to split up the office of placing judge by giving this official other arduous duties, is scarcely believed to have been wise or fortunate.

The appointment of Messrs. Fitz Gerald and Murphy, which may be looked for in due time, will be considered a move in the right direction, as both are racing men of experience and have the confidence of the men of the turf.

* * *

Racing For April 1.

There will be some horseracing in and about New York next season, and on best reports the turf year will begin earlier than usual.

April 1 is scheduled for the opening of the Eastern season, which will be with the Maryland Jockey Club at Pimlico.

This is an advance of something like three weeks on past seasons in point of starting time and will prevent opposition as regards Baltimore and the New York tracks.

Baltimore has its own local patronage, but many New Yorkers have been attracted by racing conditions there, and it may be a wise plan to give Pimlico an early start and thus avoid competition. The first of April will not be too early for racing at Baltimore, the last spring meeting at Pimlico was remarkably successful and the fall meeting did not lack in interest.

The fact that racing is to start in April may be regarded as a good sign and in more ways than one, indication that there is a revival of interest in the sport.

* * *

Waldo Rested Up Here.

The sensational 2-year-old Waldo was rested up for several days on his way from the East to Florida at the New Louisville Jockey Club track, and the winner of the Flatbush Stakes and conqueror of Sweep attracted no little attention during his short stay in the Falls City. He is a nice turned horse, not as large as his weight-carrying ability would suggest, however, but a youngster of very much quality, with beautifully turned head, neck and shoulders. His owner, C. L. Harrison, sent to Jacksonville with him a pair of most sightly yearling fillies, one by Garry Herrmann, out of Vivandier, and the other a daughter of Broomstick and Ethel Pace. Waldo, if raced at all at Jacksonville, will not run until early next spring, and what racing he does there will be in the line for a preparation for his 3-year-old engagements, among which is the Kentucky Derby. In this last named event he will meet the great colt Boca Grande, if the latter meets with no training accidents. Right now, hooked up together and both known to be fit, a meeting between these two remarkable young horses would be productive of the biggest betting event seen on the turf in this country in recent years. The wise talent would go to Waldo to a man, but the general racing public who have watched Boca Grande on his triumphant tour in the West this fall, would stand like a stone wall to his chances. They will never now waiver in their allegiance to him until he goes down in defeat.

* * *

Tom Hayes To Race In Mexico.

Tom Hayes has shipped to Juarez, Mex., the 2-year-old Lottie Dare, Lillie Turner, Sir Catesby and about eight or ten of the sixteen yearlings he has been training all fall at the Douglas Park track. Sir Catesby is the 3-year-old that Hayes early last spring pointed for the Kentucky Derby, and at one time regarded the chances of the son of Sir Dixon very rosy for that classic event. The colt, however, trained off in the spring, and was far from his best when the big race was run off. Hayes thinks Sir Catesby will develop into a high-class 4-year-old next season. He has trained sound all fall.

* * *

Sir Ormonde Good Prospect.

One of the bright 3-year-old prospects for 1910 is the good-looking, huskily-built colt Sir Ormonde, which has won four of his last five starts, and in his last attempt at Latonia lowered the colors of the crack youngster G. M. Miller, a colt of high class, Sir Ormonde alone finishing in front of him during the racing at the Kenton county track. Sir Ormonde is a grandson of England's unbeaten champion of the latter name, his sire, Ossary, being a son of the $150,000 importation, Barney Schreiber spent $6,500 in service fees and expenses sending mares to California to breed to Ossary, and that is the way he come to breed the good colt Howdy Howdy. Sir Ormonde has improved every race he has run this fall. He is a blocky-built colt, not in bodily conformation, unlike Racine, which came also from California years ago. He seems a youngster not only possessed of a high rate of speed, but an ability to live out a race of any distance. Every race he has run this fall since he began showing winning form has been an improvement on his previous essay, and if he keeps on getting better and better like he has in his last few races he may as spring approaches loom up as a dangerous competitor to even such cracks as Waldo and Boca Grande. Sir Ormonde is a richly bred colt on his dam's side, he being out of Plumeria, by Imp. Eagle Plume, the dam of Sir Wilfred, a horse that never lost but one race during his turf career. Plumesia was a full sister to May W., a winner of no les sthan forty-five races, and besides Sir Wilfred and Sir Ormonde she has produced five other winners, namely Shellmount, Maud Sherwood, Hilly, Frank James and Miss May L. N. Plumesia's dam was Friola, by Faustus, a full sister to the high-class horse of other days, Bobby Beach.

* * *

Respess To Run Clubhouse.

J. B. Respess, the Cincinnati turfman, left for Juarez, Mexico, last Sunday and will open a clubhouse near the course on the order of the resorts in Hot Springs in the palmy days of the Arkansas city. Respess thinks J. N. Camden owns a great coming 3-year-old prospect in the colt, Boola Boola, that won a good race on an Eastern track at the end of the season in that section. He is a son of Ben Brush and The Mecca, and the owner of Dick Welles regards him as a colt as likely to improve into a stake winner as was Yankee Doodle at the same age and training. Though Respess has a barn full of horses at present, so highly does he look upon Boola Boola as a future racing prospect that were he disposed to part with the son of Ben Brush Camden could make a most liberal trade with the Cincinnati horseman.

"You like Boola Boola because he is by Ben Brush," said Jake Markjein to Respess a few days before he left Latonia. "No," replied Respess, "I fancy him because he is all horse. He would suit me without any breeding, and until you told me I was not wise as to his sire. Now I know he is by the sire of Sweep I guess I do like him even a little better than I did before. One thing is sure, I would like to have him in my stable when I go back East again next season. He will be a handy horse at any route of ground if he grows much the coming winter," said the owner of Wintergreen, as he passed out of the paddock into the betting ring.

* * *

Trainer "Cy" Hughes Recovers.

The many friends of the veteran trainer, Cy Hughes, who trains Claudia and who also won at Latonia with Judith Page, will be glad to learn he was not forced to stay in the hospital at Cincinnati over ten days, but was able to be around his stable at Latonia a week or more before the races opened there and left at the wind up of the meeting for his home in Central Kentucky in much improved health, though a little weak from his severe attack of sickness. Hughes was attacked by the illness which sent him to the hospital early during the Latonia meeting and for a time he was in quite a precarious condition and caused his many friends a deal of anxiety. He fortunately had a good foreman in charge of his stable and his string of horses raced in winning form, even when he was confined to his bed.

* * *

Melbourne Likely Prospect.

Trainer Joe Hawkins expects to have a good 3-year-old in his stable next season in Col. J. Breckinridge Viley's good-looking gelding, Melbourne, a son of Imp. Meltonian and Topsy Turvy. The youngster made a post appearance toward the wind up at Latonia and, though he ran green and performed indifferently, his grand looks made an impression most favorable on horsemen, who look for the colt to sure make good with age. Viley has him engaged in the Camden Handicap to be run next spring at Lexington and will start him in other important 3-year-old events in 1910.

* * *

Tom Stevens Takes a Rest.

T. H. Stevens has decided to rest up until after the holidays at his Walnut Hill Farm near Lexington and make no move on the winter tracks with his stable until some time in January. He will likely go to Mexico with a bunch of horses, including some 2-year-olds and his older performers, Azo, Vanen and others, but all his yearlings he is selling this fall at the coming Lexington sale. He will race a string next year as usual, but its numbers will be smaller than he has been caring for in a number of seasons past.

* * *

Darden After Bluegrass Farm.

W. W. Darden, the Nashville turfman, is now on his way to Lexington with his wife, on the lookout for a Bluegrass farm at some point within fifteen or twenty miles of that city. He went to this trip especially to look over the Bosque Bonita estate in Woodford county, which was once the home of Gen. A. Buford, and is now said to be on the market. If Darden buys Bosque Bonita he will revive the thoroughbred end of the famous estate and bring back the days when the great Enquirer, the celebrated Salina and other equine stars roamed through the fields and paddocks, as the noted turfman will transplant his Tennessee breeding stud there.

* * *

Jake Marklein To Have a Stud.

Jake Marklein, who with his son as trainer and partner, Johnny Marklein, has a big bunch of horses now racing, is stuck on the breeding end of the business and is now confining the bulk of his new purchases to mares that will in time become members of a stud he intends to get together in the next few years. That was his reason in paying good prices for such performers as Lady Esher and Ludhiana, and both of these young mares have won themselves out already in the ex-Cincinnati market master's colors.

Pitcher Camnitz Is Ill.

Danville, Ky., Dec. 2.—Howard Camnitz,

COL. STONE

Latest Convert To Cause of Woman Suffrage.

INDORSES MOVEMENT AT MEETING HELD LAST NIGHT.

WOMEN WANT RIGHT TO VOTE ON SCHOOL MATTERS.

SEVERAL MAKE SPEECHES.

A few of the leading club women of Kentucky and Louisville told the public last night that the only remedy for the State's shameful illiteracy is to give to woman the full right of suffrage in school affairs, along with the privilege of serving on the School Boards of the Commonwealth. This cure has been prescribed by the thinking women of Kentucky many times before, and it is their intention to keep hammering it into all who will listen until the Legislature grants the request.

The meeting was held in the assembly room of the Louisville free public library. One of the most prominent converts to the cause of equal school suffrage is Henry L. Stone, who, figuratively, walked down the aisle to the altar of "Votes for Women" and took the vows, doctrine, creed and all in one gulp, and then remarked on how good it tasted.

Although Col. Stone was not on the printed programme his public acknowledgment of conversion was one of the best oratorical efforts of the evening.

* * *

Gives His Indorsement.

"I give my indorsement and will lend my influence," said Col. Stone, upon being called to the floor to say a few words by Mrs. John B. Castleman, "in behalf of the cause of suffrage for women in school affairs. Kentucky's illiteracy is a scandal to this civilized age. Equal suffrage may be the remedy. You women say it is. Perhaps you are right. At any rate, this method of correcting the evils of the State's deficient educational system should be given a trial. A constitutional amendment is not necessary. All you have to do is to convince a majority of the Legislature that equal suffrage is the thing and then you will get what you want. I would even be in favor of striking out the word 'male' in the statute which provides the qualifications for voters in Kentucky. But now I've said enough; perhaps too much."

But Col. Stone had said it, and the many women and the few men in the room applauded him briskly. In the course of his remarks Col. Stone told how widows with children of school age and spinsters with wards could vote in school affairs in all places in the State except cities of the fourth, third, second and first class. After he had taken his seat, after saying "perhaps too much," Mrs. James Leech offered a correction:

* * *

Corrects Col. Stone.

"I don't like to argue law with an attorney of Col. Stone's reputation, but if Col. Stone will look into the statutes on school suffrage, he will see that even widows with children and spinsters with wards no longer have the right to vote." Everybody laughed, and Mrs. Leech explained that it was too serious a matter to allow even a small part of the population to get the impression that there is a single woman in Kentucky so situated, through the irony of fate or otherwise, as to have a ballot-say in school affairs.

Mrs. Castleman presided at the meeting. Those who talked are Mrs. James Leech, president of the Federated Woman's Clubs of Kentucky; Mrs. Charles P. Weaver, chairman of the educational committee of the federated clubs; A. R. Cooper, "for fifty years an equal suffragist on all questions," and Frank Hartwell, "a convert of one day in the religion of votes for women in school affairs." There was a sprinkling of men, including R. J. Gough, president of the School Board, and a large and interested body of women, at the meeting. The expressed sense of the meeting was that the men of Kentucky had made a miserable fizzle of educational affairs, and that the thinking women thought it time to step in and take a hand, in the hope of bettering conditions.

* * *

Mrs. Leech Talks.

"Twenty-eight States," said Mrs. Leech, "have school suffrage for women in some form. The ten States with the largest per cent. of illiteracy allow the women no voice in the management of the schools. The women of Kentucky have done what they could to check the shameful spread of illiteracy in the State. They have found their hands tied. Now they ask: 'What will untie our hands?' And the answer is: 'Votes for women in school affairs.' Our patriotism demands that we do something. And we desire to do it with our votes."

Mr. Cooper devoted his entire address to argument showing why all women should be given full school suffrage. He came out as the champion of woman's rights, not only as pertaining to schools, but to every branch of the government. He scoffed at the idea that woman's sphere is circumscribed by the home. Mr. Cooper didn't stop at school suffrage, but made an earnest plea for the entire gamut of balloting for women.

* * *

Mrs. Weaver Speaks.

"I'll admit that woman's sphere may be the kitchen and the nursery," began Mrs. Charles P. Weaver, "but now that the kitchen and the nursery have been forced into politics woman must follow them. Pure food, health regulations and the education of the young demand that woman go into this battle for the ballot. When she gets it, then Kentucky will have better schools, purer food and fewer epidemics. In the beginning, the club women of Kentucky didn't want the right of suffrage. A constitutional amendment is not necessary. All you have to do is to convince a majority of the Legislature that equal suffrage is the thing and then you will get what you want. I would even be in favor of striking out the word 'male' in the statute which provides the qualifications for voters in Kentucky. But now I've said enough; perhaps too much."

Frank Hartwell was the last speaker on the programme.

"Just give the men time to think and flood them with light on the necessity of votes for women in school affairs and the converts will come. Just continue working and bide your time until you have a majority of the men as your converts and then you will achieve your end.

"I was only converted yesterday, but I am in line to stay. I am not yet ready to declare for equal suffrage in all matters because many things which are often right are not expedient."

The meeting closed with Mrs. Leech answering questions put by women in the audience.

DR. SMALL CONTINUES TO ADDRESS LARGE CROWDS.

Man's hope of salvation lies in Jesus Christ was the burden of the sermon delivered by the Rev. Dr. James Small before a large congregation at the First Christian church last night. The Rev. Dr. Small will close the revival Sunday night. At the conclusion of the sermon last night there was one conversion and one application for admission into the church. This makes a total of thirty conversions since the revival began.

The subject of the sermon last night was "Locating Salvation."

To-morrow night a big mass-meeting for men will be held under the auspices of the Young Men's Christian Association. The subject will be "The Workingman's Creed." To-day and to-morrow the Rev. Dr. Small will visit several factories and urge the laboring men of the city to be present.

SERIOUS ILLNESS OF H. M'K. TWOMBLY.

Madison, N. J., Dec. 2.—The condition of Hamilton McK. Twombly, a director in many of the Vanderbilt lines, who is ill at his home here, was said to-day to be serious. All information as to the nature of his malady was refused at his house.

RUSHING SHIPS TO NICARAGUA

(Continued From First Page.)

most of the papers will take the view that the United States was too hasty. The Daily Record, the only afternoon English daily here, editorially says:

"The Record holds no brief for the President of Nicaragua, and if Zelaya is guilty of the things charged against him by Secretary Knox, according to the press dispatches this afternoon, it is easy to understand the exasperation of the Washington Government. The retirement, however, of Zelaya will not materially lessen the load which the United States has evidently undertaken to carry in Central America so long as Estrada Cabrera is permitted to remain at the head of affairs in Guatemala.

"The latter embodies all the worst traits attributed to Zelaya with few of his redeeming features. With all due respect to the sagacity of Secretary Knox, it appears to those familiar with the situation down South that Uncle Sam has the wrong sow by the ear."

Among private well-to-do citizens of the Mexican nation there is an apparent attitude of criticism of Secretary Knox in reference to the language used in his letter to the charge of Nicaragua in Washington.

CRUISER AGROUND.

Prairie, On Way To Central America, Sticks Fast In Mud.

Philadelphia, Dec. 2.—Carrying a Rear Admiral of the United States navy, two battalions of marines and sufficient implements of war to conduct a vigorous campaign against the turbulent Central American republic of Nicaragua, if necessary, the auxiliary cruiser Prairie ran aground on the soft mud flats of the Delaware River to-night a few hours after weighing anchor at the Philadelphia navy yard bound for the Caribbean. Tugs were hastily summoned from this city, and with their assistance it is hoped to release the vessel so it may be enabled to proceed early to-morrow morning.

It is not now believed that the vessel sustained any injury, but if necessary the cargo can be transferred to the cruiser Dixie, which lies in readiness at the Philadelphia navy yard. The Prairie is aground about thirty-five miles below this city.

* * *

Admiral Kimball Aboard.

Reports that stern measures would be adopted against Nicaragua were given added weight to-day when Rear Admiral William W. Kimball reached Philadelphia from Washington and boarded the Prairie as a passenger bound for the turbulent zone. In addition to the battalion of four hundred marines under the command of Maj. Smedley D. Butler, which had already been slated to go to Panama, a second battalion commanded by Maj. P. A. Bannon sailed on the vessel. The combined force is under direct command of Lieut. Col. Mahoney, recently raised to the Rank of Colonel.

Two pieces of field artillery and a machine gun were added to the munitions on board the Prairie to-day, in addition to the two three-inch field pieces placed on board yesterday. There is on board 800,000 rounds of ammunition, cook stoves, tents, spades and wheelbarrows for building intrenchments and other supplies of various descriptions. Besides the 702 marines there are 183 blue jackets in the crew of the Prairie.

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More Detachments Expected.

No additional marines reached the navy yard after the departure of the Prairie this afternoon, but detachments are expected from several parts of the country to make up the complement stationed at this yard and to provide a force for the cruiser Dixie in case it is decided to send that vessel to join the Prairie.

Before sailing, Admiral Kimball was asked as to his destination.

"I'm going to take a little sail with Capt. Kellogg. I'm going down to look over my papers say Colon."

Maj. Butler, in command of the battalion from this city, said: "I firmly believe we are bound to Nicaragua. In fact, there isn't a doubt of it in the minds of anyone on board."

ZELAYA SURPRISED.

Accuses Caldera of Sending Biased Reports To Washington.

Managua, Nicaragua, Dec. 2.—The action of the American Secretary of State in dismissing Senor Felipe Rodriguez, the Nicaraguan Charge d'Affaires at Washington, has greatly surprised President Zelaya, who reiterates to-day his belief that the Nicaraguan Government was justified in executing the Americans, Groce and Cannon, who were affiliated with the revolutionists. Zelaya will take no action until he has received further information on the subject and learns definitely the intentions of the United States.

The American vice consel, Mr. Calders, who is a Nicaraguan by birth, but a naturalized American citizen, is still at the consulate, attending to his duties.

In the opinion of President Zelaya, Caldera sympathizes with the opposition party and a close watch has been kept on him although there has been no attempt at restraint in any way. Zelaya also expressed the belief that in all probability Mr. Caldera's reports have shown partiality in favor of the Government's enemies.

POLICE CHIEF TO INSPECT MEN TO-DAY.

New Head of the Department Wants To Become Acquainted With Them.

Col. H. Watson Lindsey, chief of police, has issued a general order to the members of the police department to assemble at the armory to-day for inspection.

The First and Second platoons will assemble in uniform at 8 o'clock this morning, and the Third platoon will go to the armory at 4 o'clock this afternoon. The inspection is the first to be held under the present administration by the new chief of police. Col. Lindsey says that it is his purpose to learn the faces and appearance of his subordinates and he wants to become acquainted with his men in this manner. There will be no special drill practice.

COLORED CENTENARIAN GOES TO HER REWARD.

One hundred years old, Lucinda Knight, colored, died yesterday at her home at Twelfth and Madison streets. She was brought to Kentucky from Virginia eighty years ago and had lived in Louisville since the Civil War. During the days of slavery she was owned by the Brooks family, of Bullitt county. She leaves three children, Mrs. Ida and Patrick Knight and Charlotte Hall.

The funeral will take place this afternoon at 2 o'clock at the Knox Presbyterian church. The burial will be in Eastern cemetery.

THROWN FROM VEHICLE BY FRIGHTENED HORSE.

While driving west on St. Catherine street at 9 o'clock last night, a horse driven by James Owens and Booth Connel became frightened at the intersection with Fifth street. The animal turned into Fifth street and ran north to Breckinridge, where the buggy was overturned. Both men were thrown to the street, sustaining severe cuts and bruises about the face, head and shoulders. They were attended by Dr. Gatz, of Fifth and Zane streets. The horse was stopped when the vehicle overturned.

CONTRACT GOES TO FRANKFORT CONCERN

COURT OF APPEALS WILL HAVE DECISIONS PRINTED.

PROTESTS AGAINST WHISKY ASSESSMENTS TO BE HEARD.

MONEY FOR SCHOOLTEACHERS

Frankfort, Ky., Dec. 2.—(Special.)—After considering the bids of five companies for the printing of the decisions of the Court of Appeals for the next two years, the contract was awarded this afternoon to the Frankfort Printing Company of Frankfort, of which Hubert Vreeland is president and general manager. The members of the court wanted the work done in Frankfort where it could be under their personal supervision and for this reasdn gave the contract to the Frankfort company, although its bid was not the lowest, but under the circumstances, the best. There was but little difference in the bids, however, and the court decided that the difference was not enough to counteract the advantage in having the work done in Frankfort. The decisions of the court are printed in book form and it is probable that eight volumes will be issued during the next year, beginning January 1. After the opinions and decisions for several years back have been printed the court will issue about six volumes of decisions each year. The bidders were the Louisville Anzeiger, the Globe Printing Company and the Bradley & Gilbert Co., of Louisville; James Hughes, of Lexington, and the Frankfort Printing Company.

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Whisky Hearing.

On request of the Kentucky Distillers' Association the State Board of Valuations and Assessments will set a day, the first part of next week, to hear protests from the whisky men against the assessment of $9 a barrel placed on whisky. The association asked to be heard the last of this week or the first of next week and it is probable that the date will be fixed for Monday or Tuesday. The whisky men say that the assessment, which was only tentative, is too high and that whisky is not worth $9 a barrel when it is made. The assessment last year was only $8 a barrel.

* * *

Refuses the Transfer.

Benjamin Kramer, a young man, 17 years old, was convicted in Kenton county of attempted criminal assault on a child 5 years old. He is now in the penitentiary and application was made to the Governor for an order transferring Kramer from the penitentiary to the reform school. The brothers of the child brought her to Frankfort to-day and protested against the transfer. They talked to the Governor for some time, after which he refused the application for a transfer.

* * *

Christmas Money For Teachers.

"School teachers in Kentucky must have their Christmas money and will have it if I can see to it, always," said Capt. Ed Farley, State Treasurer, this afternoon. The salaries of teachers, which is to be their Christmas money, will be sent out this month in time for the teachers to spend it for Christmas presents. The money is not due until December 16 and at that time the teachers will find their checks honored by the State. To the county school teachers will be paid $816,000 and to the city school teachers $205,000.

* * *

Summons For Thatcher.

Summons was served on M. H. Thatcher, State Inspector and Examiner, to-day to appear before the Graves county grand jury with his records and memoranda to testify in the investigation into the affairs of county officials of that county. Mr. Thatcher recently made a report criticising two of the county officials and the matter is being investigated by the grand jury.

MAN WANTED HERE IS CAPTURED IN INDIANA.

Hoosier Detectives Land Charles Fraley By Means of a Clever Ruse.

Capt. John Carney, chief of detectives, received a message last night from the Indianapolis police department informing him that Charles Fraley, wanted in Louisville on a charge of grand larceny, had been caught in that city. Capt. Carney will send local officers for Fraley to-day.

According to a telegram received here last night Fraley was caught by a clever ruse employed by the detectives of the Hoosier Capital. The local department had sent out circulars describing Fraley and giving his occupation as that of a chauffeur to the police in various cities. When Capt. John Asche, of the Indianapolis detectives, received a copy of the circular he placed the case in the hands of Detectives Duncan and Askin.

Having no other clew than that Fraley had been employed as a chauffeur in Louisville and reasoning that he might apply for a position as chauffeur if he came to Indianapolis, the officers caused to be inserted in the papers a want advertisement for a chauffeur at the Indianapolis Automobile Company. They then made arrangements with the automobile company to notify them if a chauffeur giving the name of Fraley applied for the position.

Fraley saw the advertisement and went to the office of the company to make inquiries about the salary. He was detained at the place while a telephone message was sent to police headquarters. Detective Duncan soon had the man in charge and he borrowed a machine in which to take the prisoner to headquarters.

Fraley was wanted here for the alleged theft of an automobile coat, gloves and goggles valued at $45.

BOARD NAMES EIGHT MORE PATROLMEN.

Thomas Cochran Among the New Bluecoats Sworn In By Mayor Head.

The only appointments announced yesterday at the city hall were by the Board of Public Safety. Eight new patrolmen were appointed by this body. Following their appointment they were sworn in by Mayor W. O. Head.

The new officers are: Ben C. Rogers, Emmett Bell, J. A. Kirk, Thomas Cochran, John Lincoln, Thomas Joyce, Pat Finn and James P. Finnegan.

MRS. PHILIP GUETIG DIES AFTER LONG ILLNESS.

Mrs. Philip Guetig, wife of Philip Guetig, a retired grocer, died yesterday morning at 11:15 o'clock at her home at 2238 Frankfort avenue, following an illness of seven years.

Mrs. Guetig was born in Loraine, France, sixty-seven years ago, but came to Louisville when a child. Mrs. Guetig was a member of St. Frances of Rome's church. Besides her husband she is survived by the following daughters: Mrs. Ollie Root, Mrs. John Morath, Mrs. M. D. Volkman, Mrs. Chester Warren, Mrs. George Landenwich and Misses Dora, Nettie and Amelia Guetig.

The funeral will be conducted Saturday morning at 9 o'clock at St. Frances of Rome's church.

Children Cry
FOR FLETCHER'S
CASTORIA

LATEST REAL ESTATE TRANSFERS REPORTED.

Activity In the Market Shown By Deeds Recorded In the Courthouse Yesterday.

John Schildknecht to J. P. Schmitt, lot in Feldhaus subdivision.. .... $1
Stoll Varnish Co. to C. C. Stoll, 600 feet, west side of Poplar street..... 1
Same to same, 26 feet, south side of Poplar..... 1
Mary W. Ward to Mary D. Stephens, 26 feet, east side of Shelby, south of Caldwell..... 1
J. W. Bowles to S. P. Brown, 30 5-12 feet, west side of Jane street, near Sycamore..... 1
J. A. McDowell to H. J. Nissen, 33½ feet, south side of Floyd, north of Kentucky..... 1
Fred Schletinger to Mary Schletinger, 57 3-14 feet, and 20 feet, south side of Bank, west of Grove.... 1
Marydale Realty Company to Davis Lynchis, lot in Marydale..... 200
W. B. Cochran to J. R. Guthrie, 100 feet, northwest corner of Thirty-seventh and Young..... 1
Flora G. Rothschild to William Schreck, 133 feet, northeast corner of Chestnut and Thirty-first.... 1
Fred Diersing to May T. Kirley, 2 acres..... 1
W. G. Dearing to Mrs. W. G. Dearing, 72 acres..... 1
Coleman E. Drake to Joseph Knapp, 110 acres..... 2,762
J. Bornstein to Flora G. Rothschild, 72 feet, southwest side of Baxter avenue..... 1

RIVER AND WEATHER.

LONGITUDE AND LATITUDE OF LOUISVILLE.

Latitude, 38° 15'. Longitude, 85° 45' West From Greenwich.

Report of maximum temperatures and precipitations during the twenty-four hours ended December 2 at 7 p. m.:

Stations.	Temp.	Pre.	Stations.	Temp.	Pre.
Abilene	70	.00	Marquette	44	.00
Amarillo	58	.00	Memphis	62	.00
Atlanta	54	.20	Modena	42	.02
Bismarck	32	.06	Montgomery	68	T
Cairo	58	.18	Nashville	60	T
Cincinnati	48	.02	New Orleans	74	.00
Charlotte	52	.00	New York	40	.00
Chattanooga	48	.22	North Platte	40	.00
Chicago	46	.06	Oklahoma	56	.00
C'p's Christi	72	.00	Omaha	36	T
Davenport	56	.00	Palestine	68	.00
Dodge	42	.00	Pittsburg	50	.00
El Paso	68	.00	San Antonio	76	.00
Fort Smith	58	.00	Shreveport	64	.00
Galveston	66	.00	St. Louis	56	.00
Indianapolis	48	.10	St. Paul	46	.08
Jacksonville	66	.02	Vicksburg	64	.00
Kansas City	46	.00	Washington	50	.00
Little Rock	66	.00	Yellowstone	28	.00
Louisville	53	.37	Park	20	.40

T—Trace rainfall.

SEMI-DAILY OBSERVATIONS.

(Official.)	Louisville, Dec. 2, 1909.	
	7 a. m.	7 p. m.
Barometer	29.87	29.81
Temperature	44	51
Dew point	42	49
Relative humidity	91	93
Wind velocity	3	2
State of weather	Lt. Rain	Cloudy

TEMPERATURE AND PRECIPITATION.

Constants and Normals.

(Official.)	Louisville, Dec. 2, 1909.
Maximum temperature	53
Minimum temperature	44
Mean temperature	48
Normal temperature	41
Departure for day	+7
Departure for month	+16
Departure since March 1	+271
Prevailing winds	SE
Mean barometer	29.84
Mean relative humidity	92
Character of day	Cloudy
Total precipitation	.37
Normal precipitation	.11
Departure for day	+.26
Departure for month	+.13
Departure since March 1	+.53

RIVER, BUSINESS AND WEATHER.

The river was on a stand last night. The stages were 2 feet 3 inches on the falls, 4 feet 5 inches in the canal and 6 feet 1 inch below the locks. Business on the wharf was good. The weather was partly cloudy and cool.

BOATS LEAVING THIS DAY.

Indiana, Capt. Lindenburn, for Cincinnati at 5 p. m....Helen M. Gould, Capt. McIntyre, for Carrollton at 4 p. m.

ARRIVALS AND DEPARTURES YESTERDAY.

Kentucky, Capt. Hissem, from and to Cincinnati....Helen M. Gould, Capt. McIntyre, from and to Carrollton....Park City, Capt. Crider, to Camp Nelson.

DRIFTWOOD.

The Park City left on her first trip to Camp Nelson yesterday loaded to the guards with freight. She also had a fair booking of passengers. Capt. C. V. Williams is optimistic on the winter season and says that the Park City will do a good business. Lumber from the upper river yesterday morning....The Kentucky came down from Cincinnati yesterday in place of the steamer Kanawha. She will in all probability run regular between Louisville and Cincinnati during the winter and the Kanawha will go back to her old trade between Pittsburg and Cincinnati, the trade in which she operated in before being chartered by the Louisville and Cincinnati Packet Company. If a good stage of water is maintained between this port and the Queen City during the next week, it is likely that the big sidewheel steamer City of Cincinnati will be placed in the trade. She is now laid up at Cincinnati with the steamer City of Louisville....The Madison came down from Madison yesterday. She returns up the river to-day at noon....The Transit passed down last night. She is towing with three barges....Frank Dugan, superintendent of the wharf, was not at his office yesterday owing to the death of his father, Capt. Martin Dugan....The United States Engineers that are superintending the work on the new granite levee are now lacking material and the levee should be completed soon. Four cars loaded with granite blocks arrived from Atlanta, Ga., yesterday. They were unloaded and taken down to the levee....The Cherimond returned down the river last night light.... The river was on a stand in the Louisville district last night, but will be rising to-day. There has been good rains in the mountains and a slight rise is coming out of the Kanawha and Big Sandy rivers. The rise will not be very large, but will materially help in holding up the stage of the river....Rivermen are watching developments in the proposed scheme to run the steamer Belle of Calhoun from St. Louis to New Orleans. R. G. Lewis, of St. Louis, originated the idea of establishing a packet line between these two cities and organized a company. He hopes to make two trips with the Belle of Calhoun this season and if trade warrants the boat will run regularly next season. St. Louis has not had a regular packet line to New Orleans since the Anchor line discontinued its service ten years ago.

RIVER TELEGRAMS.

Pittsburg, Pa., Dec. 2.—(Special.)—Rivermen are indignant over the raising of dam No. 6 at Beaver. The dam was raised to facilitate the work on the new Pittsburg and Lake Erie railway bridge. On this account, several boats which were scheduled to arrive in this city, could not make this port, among them being the H. K. Bedford from Parkersburg. The Ohio will arrive this morning from Cincinnati. The G. W. Thomas, of the Pittsburg Coal Company, arrived today with a tow of empties. The Helen White, of the United Coal Company, was also among the arrivals to-day. She will take out nineteen barges of coal on the next rise. Charles P. Engle, of the South Side; Lew Moren, of the Philadelphia baseball team, and Capts. Boles, Wood, Stout and Faulkner, lower river pilots, returned to-day from a 1,700-mile cruise down the Ohio and Mississippi rivers in their launch Ancona. Stages of water to-night were: Ohio River, Davis Island dam, in the pool, 12.1 feet; 8.7 below. Allegheny River: Herr's Island dam, in the pool, 12.3 feet; below, 6 feet. At Freeport, 1.9 feet, and stationary.

Wheeling, W. Va., Dec. 2.—River 2.6 feet, and rising.

Point Pleasant, Dec. 2.—River 3.5 feet, and falling; cloudy.

Cincinnati, O., Dec. 2.—(Special.)—At 6 p. m. to-day the stage of the river was 6.5 feet and slowly rising. Cloudy and cooler. Arrivals at this port to-day were: Courier from Maysville, Chilo from Chilo; Greenwood from Pomeroy; Indiana from Louisville. Departures: Courier for Maysville; Chilo for Chilo; Greenwood for Pomeroy; Indiana for Louisville. The funeral of Capt. W. R. Shaw was held to-day at his home in Norwood. Many rivermen attended the funeral services.

Madison, Ind., Dec. 2.—(Special.)—River 6.8 feet and rising; precipitation 28.

Paducah, Ky., Dec. 2.—(Special.)—Gauge reads 6.7 feet and stationary. Arrived: Dick Fowler from Cairo; Kentucky from Riverton, Ala.; Wash Honshell from Cairo for Louisville with a tow of empties; Egan from Caseyville with a tow of coal. Departed: Dick Fowler for Cairo; Chattanooga for Evansville, in place of the Bob Dudley, which blew out cylinder head; Kentucky for Metropolis.

Cairo, Ill., Dec. 2.—Arrived: Peters Lee, Memphis; Stacker Lee, St. Louis; Mariner, upper Mississppi. Departed: Peters Lee, St. Louis; Stacker Lee, Memphis. Stage, 17.6 feet and falling.

St. Louis, Dec. 2.—Arrived: Grey Eagle, Commerce. Stage, 13.3 feet and falling.

Memphis, Tenn., Dec. 2.—(Special.)—River here is on a stand, with 12.7 feet on the gauge. Kate Adams departed at 5 p. m. for Arkansas with a good trip. The United States lighthouse tender Oleander departed at 8 a. m. for St. Louis, working as she goes up the river.

MOVEMENTS OF OCEAN STEAMSHIPS.

New York, Dec. 2.—Arrived: Steamers America, Genoa and Naples; San Giovanni, Genoa and Naples; Carpathia, Trieste; Adriatic, Southampton. Sailed: Steamers La Touraine, Havre C. F. Tietgen, Copenhagen.

Rotterdam, Dec. 1.—Arrived: Estonia, New York for Libau.

Genoa, Dec. 2.—Arrived: Hamburg, New York.

MRS. HAYMAN RESIGNS AS JAIL MATRON.

Gives Up the Place To Accept Better One At Parr's Rest.

Mrs. Kate Hayman, for eight years matron at the jail, and one of the best knqwn women in police work in the United States, has resigned her position at the county institution. Her resignation has been accepted by the Mayor, and the Police Matrons' Nominating Board, of which Mrs. John B. Castleman is the president.

Mrs. Hayman, in giving her reasons for resigning, stated that she had been offered a better position as head matron of Parr's Rest.

The successor to Mrs. Hayman's position has not been chosen, but this matter will be determined when the Police Matron's Nominating Board meets December 14. Mrs. Hayman's resignation will not take effect until December 20. The successor is appointed by the Mayor after the board presents a candidate for office.

Mrs. Hayman came to Louisville eight years ago from Baltimore.

Dairy Company With $5,000 Capital.

The Brooklea Mutual Dairy Company filed a charter in the County Clerk's office listing its capital at $5,000, divided into shares of $10 each. The debt limit is $200. The incorporators and their holdings are: Robert S. Brooke, of Anita Springs, Oldham county, 100 shares; Robert S. Beraeley, Louisville, twenty-five shares; George A. Brent, Anchorage, 150 shares.

FOR SALE—REAL ESTATE.

Rates 10 cents a line. Advertisements under this head are repeated same day in The Times Free.

FOR SALE—
REAL ESTATE.
FINANCIAL AND BUSINESS.

We have splendid clients living away from Louisville who own homes and investment real estate here that must be sacrificed in order to sell it promptly. We also have a few good, small parcels belonging to insolvent estates which we are handling. Most of this property can be purchased on small cash payments, balance on reasonable time. We will not further advertise it because we are not in the real estate business, but a few good, small bargains can be secured from us if the buyer will call upon us in person. Any of this real estate will be traded for good clean stocks of merchandise located in or near the city.

We also have the following first mortgage certified real estate bonds for sale for our clients:

54 bonds of $1,000 each, due in 1 to 5 years consecutively, bearing 5½ per cent. interest.

1 bond of $5,000, due in 10 years, bearing 6 per cent. interest.

1 bond of $10,000, due in 10 years, bearing 6 per cent. interest.

15 bonds of $1,000 each, bearing 5½ per cent. interest, due in 5 to 20 years consecutively.

JAMES R. DUFFIN, Attorney.
Union National Bank Bldg., Sixth and Main sts.

FOR SALE—$4,200; charming 8-room bungalow; new and unoccupied; large living-room, 2 halls, dining-room, pantries, kitchen, 4 bedrooms, bath, gas, furnace, electric lights; lot 60x180; very easy terms; can be inspected week days and Sunday. Write or telephone C. W. DEPAUW, New Albany, Ind. Both phones. *

FOR SALE OR TRADE—The owner of that ½ interest in great, going, paying, general merchandise business is not able longer to handle his share of the work and must sell or trade for other value. It's a money-making proposition. Let us show you. Price $15,000. TERRY & TICE, Paul Jones bldg. *

FOR SALE—MISCELLANEOUS.

Rates 10 cents a line. Advertisements under this head are repeated same day in The Times Free.

FOR SALE—CHEAP, FLOOR CASES, CIGAR CASES, SHOWCASES AND WALL CASES, OFFICE PARTITIONS, SAFES, DESKS, SCALES, MEAT AND MILK BOXES, COUNTERS AND SHELVING, AT L. GFAUMAN & CO., 725 W. JEFFERSON ST. *

FOR SALE—Two 5 per cent. $1,000 University of Louisville real estate bonds, interest semi-annually, March 1 and Sept. 1; maturity 7 and 10 years respectively; must sell this week; make an offer. Address X X 35, this office. **

FOR SALE—Fifty Victor records; in good condition; also several brass gas fixtures of very good design. 1201 Third st., cor. Oak, between 2 and 5 p. m. *

FOR SALE—Elegant steam plate warmer for hotel or restaurant. O. T. CRAWFORD FILM EXC. CO., 319 S. Fourth. **

FOR SALE—Coal and coke, cut rate prices. W. H. SLAUGHTER JR., COAL CO., Lincoln bldg. Both phones. *

FOR SALE—Kurtzmann piano; $400 style; walnut case; good as new; reasonable. Address S 104, this office. *

FOR SALE—Moore's steel range; good condition. Apply 848 Second st. before 9 a. m. **

FOR SALE—Cheap, a complete restaurant outfit. Address T T 96, this office. *

BOARDING.

Rates 10 cents a line. Advertisements under this head are repeated same day in The Times Free.

BOARDING—Occupants with board in refined Jewish family. Apply 514 E. Broadway. *

MONEY TO LOAN.

Rates 10 cents a line. Advertisements under this head are repeated same day in The Times Free.

MONEY LOANED employed people, housekeepers and others upon their own names without security; cheapest rates; easiest payments. Offices in 66 principal cities. Save yourself money by getting my terms first. D. H. TOLMAN, Room 219 Equitable bldg. **

IF you need money get our rates before borrowing elsewhere. WEST END LOAN CO., 1619 W. Market st. *

PERSONAL.

Rates 10 cents a line. Advertisements under this head are repeated same day in The Times Free.

PERSONAL—Massage, facial and general; home calls a specialty; lady and gentlemen attendants. PARISIAN BEAUTY PARLORS, 538 Fourth. Phone 2785-J. *

PERSONAL—CHIROPODIST—
MISS ROSE WILSON,
526 Fourth st., Second Floor. **

PERSONAL—Shampoo, 35c; manicuring, 35c. Parisian Beauty Parlors, 538 4th. *

FOR RENT—HOUSES.

Rates 10 cents a line. Advertisements under this head are repeated same day in The Times Free.

FOR RENT—Arista Place, Twenty-eighth and Grand ave., 5-room bungalow cottage; furnace and all conveniences, $20; with 6 rooms, $25.

W. Chestnut st., 5-room steam-heated flat, $25.

Hilliard ave., 7 rooms, modern conveniences, $30.

WEIKEL REALTY CO.,
Home phone 5896. 423 W. Jefferson st.*

FOR RENT—2902 W. Kentucky st., the nicest 6-room cottage in the West End, bath, toilet, electric lights, fuel gas, water furnished, large lot, everything in best condition; only $18 per month. PHIL J. GRAUMAN 526 W. Jefferson st. Both phones. *

FOR RENT—One 6-room house, water and gas, $15; one 6-room flat, all improvements, $25, in Crescent Hill. W. E. KOOP, 2328 Sycamore, corner Keats.

FOR RENT—Very desirable modern 10-room residence; Burnett, near Third ave. Call Main 414 or Home phone 414. *

FOR RENT—Desirable Crescent Court residence; every modern convenience. Phone East 287—A.

FOR RENT—FURNISHED ROOMS.

Rates 10 cents a line. Advertisements under this head are repeated same day in The Times Free.

FOR RENT—ROOMS.
ROOMS FOR GENTLEMEN.
SINGLE ROOMS OR EN SUITE.

Private baths, public showers and reading rooms. Everything furnished. Prices reasonable. Inspection invited. "THE CHESTERFIELD." Fifth and Broadway. Home 'phone 7873 or 6963; Cumb. Main 408. *

FOR RENT—Nicely furnished front or rear rooms; steam heat, electric lights, both telephones and janitor service. Home phone 388. 720 W. Chestnut. *

FOR RENT—The Melrose Apartments; elegantly furnished rooms; bath, gas light; gas heat and telephone. 612 S. Second st. *

FOR RENT—Two furnished rooms, excellent location; references exchanged. 920 First st. *

FOR RENT—Rooms, nicely furnished, for housekeeping; both gases; hot bath. 543 Second st. *

FOR RENT—Rooms, furnished for light housekeeping. 122 W. Walnut. *

FOR RENT—APARTMENTS.

Rates 10 cents a line. Advertisements under this head are repeated same day in The Times Free.

FOR RENT—Third-floor apartment, 5 rooms, bath and all modern conveniences, in "The Milton," 7 St. James Court. Apply on premises or telephone South 1231—Y. *

FOR RENT—Elegant new 8-room second-floor flat in Avery Court; separate large cemented porch; reception hall on first floor. Call 414, or Main 414. *

FOR RENT—2 more flats in Central Apts., 3d, near Ken'y. J. Bornstein. Phone 4621. *

FOR RENT—Four-room modern flat, East End. Phone E. 66—Y. *

FOR RENT—ROOMS.

Rates 10 cents a line. Advertisements under this head are repeated same day in The Times Free.

FOR RENT—Rooms for young men, unfurnished, at 725 Fourth ave., just south of Broadway, the handsome home of the late Capt. W. P. Norton. The State Committee of the Y. M. C. A. and Christian Association have offices in this building and have reserved a number of choice rooms, with all conveniences, especially suitable for young men. Also two elegant rooms on main floor for offices or studio. For further information apply on premises or telephone South 1308. *

FOR RENT—FLORIDA.

FOR RENT—Northern tourist seeking ideal location for the winter, I offer 10-room cottage, furnished, modern improvements, beautiful location on the east coast, facing Indian River; $400 for the season. W. H. H. GLEASON, Real Estate, Eau Gaille, Fla. *

FOR RENT—MISCELLANEOUS.

Rates 10 cents a line. Advertisements under this head are repeated same day in The Times Free.

FOR RENT—Desk room, with desk, both phones, stenographer, centrally located office bldg. Address A 54, this office. *

WANTED—MISCELLANEOUS.

WANTED—To buy all kinds of STORE AND OFFICE FIXTURES; also merchandise. L. GRAUMAN & CO., 725 W. Jefferson st.

WANTED—One or two front rooms, furnished, for light housekeeping; good neighborhood and downtown. Address C 31, this office. *

WANTED—To lend a good milk cow to responsible dairyman for her keep. HARRY BUCKLEY, 315 Keller bldg. *

WANTED—Cash for old gold, silver and diamonds. VIC LORCH, 256 E. Market, bet. Brook and Floyd. *

WANTED—FEMALE HELP.

Rates 10 cents a line. Advertisements under this head are repeated same day in The Times Free.

WANTED—Maid for upstairs work and to assist with children 6 and 10 years old. Must be able to read and write, be neat and obliging and willing to go to Florida during the winter months. Recommendations required. Address, giving references and wages expected, M 111, this office. *

WANTED—1,000 NICE GIRLS. Very excellent get good pay; all get places free with the best citizens at LOUISVILLE EMPLOYMENT AGENCY, 124 S. Third st. Open till 4. Come ready to work—cooks, housekeepers, maids, etc. *

WANTED—Five female solicitors of good address for totally new proposition offering excellent returns for consistent work. Address P 18, this office. *

WANTED—100 ladies to have their hair shampooed, 35c. PARISIAN BEAUTY PARLORS, 538 Fourth. *

W

USE Old Taylor Bottled In Bond

A Beverage Whiskey of top most Class

E. H. Taylor Jr. & Sons INCORPORATED Distillers, Frankfort, Ky.

Fireproof Storage Co.

(Incorporated)

Has the lowest rate of insurance of any storage warehouse in the city. Absolute protection given to household effects. We will send on request a representative to estimate the amount of space required.

INSPECTION SOLICITED.

Third and Green Sts.

Both Phones 3291.

J. M. ROBINSON, Manager.

CHRISTMAS "STICKERS" READY TO-MORROW

SALE OF STAMPS EXPECTED TO BREAK THE RECORD.

ANOTHER NURSE IN ANTI-TUBERCULOSIS CRUSADE.

The first 1909 Christmas stamps sold in Kentucky will be disposed of to-morrow, when the sale will begin here under the auspices and direction of the Louisville Anti-Tuberculosis Association. Practically all of the downtown stores have secured the stamps and will have them on sale, so that those interested in carrying out the holiday sentiment by the use of the gayly-colored "stickers" will be able to do so without difficulty. A record-breaking sale is expected.

Another indication of the sort of work being done by the association, constituting an added argument in favor of generous use of the stamps, is given in the announcement made yesterday that another nurse will be added to the dispensary work conducted under the joint auspices of the association and the Board of Tuberculosis Hospital. She will be supported entirely by the association, however.

She is Miss Lillian Ribe, and will start work to-morrow, with the opening of the stamp sale. She will visit dispensary patients and direct their treatment, showing them also how to prevent the spread of the disease to others of their families. The nurse work is one of the most important branches of service performed by the anti-tuberculosis organization.

The following stores are among those where Christmas stamps will be on sale to-morrow:

Stewart Dry Goods Company, Kaufman-Straus, Herman Straus & Sons Co., J. Bacon & Sons, Golden Rule, Crutcher & Starks, John C. Lewis Co., Husch Bros., Schupp & Schmidt, Zapp-Short Company, Levy Bros., Roche & Roche, A. Stern, Boston Shoe Company, the Baldwin Company, Kendrick's, Reimers, Matt Brion & Sons, Shapinsky & Rothstein, R. Baude, Loewenhart's, Norman & Taylor's, Montenegro-Riehm Music Company, Nanz & Neuner, Southern Optical Company, Besten & Langen, Byck's, Fred W. Keisker & Son, McGinn & Honaker, Buschemeyer Bros., Blum Bros., Cross' and Appel's.

The drug stores will be organized for the sale in the next two or three days. Otto Mueller, a Highland druggist, who led all of the drug stores last year, selling his entire allotment in the first week of the campaign, is anxious to have a hand in it again, and said that he is already receiving many inquiries regarding the stamps.

Many committees of girls have been formed for the purpose of assisting the stamp sale. More than 200 will be in service. Among the committee chairmen who have already secured their full quotas are Mrs. Seth M. Nones, Mrs. Gideon L. Jones and Mrs. C. L. Holmes.

MUSIC DAY OF GIRLS' HIGH SCHOOL ALUMNAE.

Delightful Programme Rendered Under the Management of Miss Helen Harthill At The Seelbach.

The monthly meeting of the alumnae of the Louisville Girls' High School was held in the auditorium of The Seelbach yesterday afternoon and more than 200 members were present. It was known as music day and the feature was the concert arranged by the musical committee, of which Miss Helen Harthill is chairman.

The auditorium was decorated with wreaths of smilax and the stage was hung with green draperies in Grecian style.

Them opening number was a violin solo, "Canzonett," from Schutt, and "Sarabande," from Bohm, by Miss Alyna B. McKenney. This was followed by the beautiful German airs, "Heimweh" and "Als Die Alte Mutter," delightfully sung by Miss Elsye Kahn. Miss Fannie Bolling Carter was the accompanist.

The next number was a violin solo by Miss Edna Seiler, which was greatly appreciated by the audience. Following the violin solo, Miss Emma Seelbach, one of the most talented young vocalists of the city, sang an aria from "Samson and Delilah." The closing number of the programme, and the one which was most heartily applauded, was the violin duet by Miss Myra McKenney and Miss Edna Seiler. The duet was taken from Ames' "Canzonette" and was executed with grace and expression.

After the concert Miss Harthill received many expressions of congratulation for the excellent programme.

MISS RICE IS APPOINTED.

J. BORNSTEIN HAS CHANCE TO LAND SCHOOL CONTRACT.

Certified Checks Made Out Properly and Other Conditions Complied With.

J. Bornstein still stands a chance of securing the contract from the School Board for the erection of the new building that the board is to erect on Broadway, near Barret avenue, to take the place of the Underhill-street school. Several members of the building committee stated Wednesday that Mr. Bornstein, who had the second lowest bid, threw away his chances for the contract by making out his certified checks which accompanied his bid to himself instead of to the School Board. A further examination of the checks, which amount to $6,250, shows that they were made out correctly and that Mr. Bornstein complied with all the conditions imposed by the School Board in its advertisements.

MAKE CHRISTMAS HAPPY FOR ORPHANS.

Many Children In Lodge Homes At Lexington Send Out Circular Letter.

Lexington, Ky., Dec. 3.—(Special.)—Odd Fellows and Pythians throughout the State are to be asked to give something for the orphans and widows in the respective homes in Lexington to make Christmas a happy one for them. The following circular letter to the Odd Fellows has been prepared by Grand Secretary R. G. Elliott and a similar one to the Knights of Pythias is being written by J. W. Carter, Grand Keeper of Records and Seal:

"Lexington, Ky., Dec. 1, 1909.—To the Dear Odd Fellows of Kentucky: Won't you be our Dear Old Santa Claus this Christmas of 1909? Our papas are dead and we cannot ask them to be old Santy and bring us something nice for Christmas. Some of us are 4 years old, some 6 and 7, some are 10 and 11, some are 13 and 14 and some are 16 and 17, and we want to remember Christmas like the children do in your homes.

"If every good and kind Odd Fellow would only come and see how happy we will be at the Odd Fellows' Home on Christmas morning, we know you would be happy, too, because the Bible says: 'It is more blessed to give than to receive.' Dear Old Santa, don't forget that there are 101 of us children in the home that wants some Christmas.

"Send whatever you will to Mr. R. G. Elliott, secretary of the home at Lexington, Ky., because he always acts as our Santa Claus and sees that we have a good Christmas dinner, and that our stockings are filled with Christmas presents. Yours lovingly,

"ONE HUNDRED AND ONE CHILDREN IN THE ODD FELLOWS' HOME."

10 per cent. of discomfort in a furnished room is too much—for you can find one that's at least 99 per cent. "comfortable" by answering some ads.

Benefit Entertainment.

For the benefit of the Allied Baptist Compound Society an entertainment will be given at Scottish Rite Cathedral Friday evening, January 14, beginning at 8 o'clock. The evening will be one of song and story.

EVIDENCE CLOSED IN THE ELLIS TRIAL.

State Did Not Attempt To Rebut the Testimony of Alienists Introduced.

Little Rock, Ark., Dec. 2.—At 10 o'clock to-morrow morning the attorneys in the case of W. Y. Ellis, of Pine Bluff, charged with killing N. P. Willis, of Indianapolis, in a local courtroom last summer, will commence the closing arguments and late Saturday afternoon the case will go to the jury. The taking of all evidence was completed today. Each side has been given six hours for closing argument.

A significant feature of the proceedings to-day was the fact that the State's attorneys did not introduce a single line of expert testimony relative to the alleged temporary insanity of Ellis, although it was known that the State had subpoenaed three expert alienists, two of Little Rock, and Dr. Keating Bauduy, of St. Louis, son of Dr. Jerome B. Bauduy. The hypothetical questions covering twelve typewritten pages, were propounded to the alienists introduced by the defense, and their evidence was to the effect that Ellis was insane when he killed Willis. The alienists introduced by the defense refused to answer further questions and it is believed that the State will attempt to rip the hypothetical question to pieces and for that reason decided it was not necessary to introduce any expert testimony.

During the day the State moved to strike out certain testimonies, the speech of Attorney Austin before Willis was killed and testimony relative to alleged attempts at bribery, but the court overruled the motions.

SECOND MEDAL FOR SAILOR JOHN KING.

Pinned On By President—Pronounced the Bravest Man Serving His Country.

Washington, Dec. 2.—When President Taft to-day pinned a second medal of honor on Water-tender John King, of the navy, alongside the medal King already possessed, the members of the Cabinet were ready to vote the big sailor one of the bravest men now serving his country.

The ceremony took place at the White House, where the President had invited the Cabinet.

The medal was conferred upon King for "extraordinary heroism" on the occasion of an accident to one of the boilers on the Salem on September 13, 1909. King entered a fireroom filled with flames, hot gas and steam and turned open the valves to admit water to the boilers, thus preventing a more serious accident. Then he carried a sailor overcome by the gas and steam to safety and was about to return when prevented by those who noticed his own burns and injuries.

The first medal was awarded King for heroism displayed during an accident on the Vicksburg.

CHANCE TO GATHER CHRISTMAS PRESENTS.

The Children's Free Hospital Doll Bazar Will Afford An Excellent Opportunity.

The Children's Free Hospital Doll Bazar, Louisville folks' pet charity, takes place at the Woman's Club to-morrow. Extensive preparations have been made and the women interested in the project feel assured of having the most successful bazar this year they have ever given. Among the things that are being featured are the delicatessen and candy tables. For many weeks Mrs. Kenneth McDonald, chairman of the delicatessen committee, has been in correspondence with some of the most famous cooks of the Bluegrass region and other sections of the State. As a result, delicious homemade meats, preserves, pickles, quince preserves, jellies, chili sauce, tomato catsup and an immeasurable amount of other good things to eat will be on sale at this table. The candy table will be laden with an array of home-made sweets such as has never before broken away from a home circle.

Besides the "put-up" delicacies there will be an elegant luncheon served from 12 until 6 o'clock. There will be an indescribable array of linens and fancy work and all kinds of dolls and dolls' accessories.

As a whole, this will be one of the best opportunities of the season to stock up on all kinds of Christmas presents.

ITALIAN CABINET STEPS DOWN AND OUT.

Failure of the Deputies To Pass Fiscal Reform Brings Crisis.

Rome, Dec. 2.—The Cabinet resigned to-day. The announcement of the resignation of the whole Cabinet was made by Premier Giolitti following the failure of the Chamber of Deputies to pass the bill presented by the Government as a measure of fiscal reform.

The Government had proposed the reduction of indirect taxation of necessities, the loss of revenue from this source to be offset by a progressive income tax.

COLORED PORTER STRUCK BY MAIN-STREET CAR.

John Smiley, a colored porter in the employ of the Main-street Stable Company, was struck by a westbound Main-street car last night about 6:45 o'clock as he was crossing Third and Main streets and was rendered unconscious. The man was walking with his head down to avoid the drizzling rain and did not see the approaching car until it was upon him. He was removed to the city hospital and it is believed that he will recover. Smiley is 29 years of age and lives at 203 West Market street.

GRADED LESSONS IN THE SUNDAY-SCHOOLS.

The regular quarterly evening meeting of the Louisville Graded Union Sunday-school Teachers will be held at 8 o'clock to-night at the Y. M. C. A. building, Fourth avenue and Broadway. After the regular programme of the meeting has been completed Miss Nannie Lee Frayser will give a twelve-minute talk on "The Advisability of Introducing the Graded Lessons Into Sunday-schools." The closing half hour will be an informal social session.

PICK ROOSEVELT FOR CANAL JOB

Predicted He Can Dig Ditch In Two and Half Years.

With This Record He Will Be Next President.

Blackburn Favors Tri-Headed Canal Commission.

APPOINTMENTS IN KENTUCKY.

Washington, Dec. 2.—(Special.)—"I would not even intimate that former President Roosevelt is unfriendly to President Taft, but it requires no prophet to foretell that the former President may be the next President."

Former Senator Blackburn, of Kentucky, who retired to-day from the governorship of the Isthmian Canal Zone, gave utterance to the above to-night. He advances the interesting view that Mr. Roosevelt may become the choice of the next Republican national convention through a participation in the construction of the Isthmian Canal. The proposed canal legislation, which Gov. Blackburn believes will be enacted into law, abolishes the Canal Commission and puts its affairs under three officers. Gov. Blackburn believes that Goethals will remain at the head of the engineering work. He is unstinted in his praise for the army engineer. Every other feature of the canal, however, he thinks will finally come under the charge of one man and that figure he believes can be no other than Theodore Roosevelt.

"Mr. Roosevelt believes the authorization of the canal the greatest feature of his administration," continued Gov. Blackburn. "It is only natural that upon his return to the United States he should take a most lively interest in the subject. Anyone who supposes that he will simply write for The Outlook does not know the man. There is no confining his pent-up energies in a glass case. He will go to the canal and he will dig the ditch in two and one-half years instead of five as estimated. He will return to the United States and what will happen is not open to speculation."

* * *

Backing Judge Cochrane.

Representative Langley will see the President to-morrow and urge upon him the appointment of Judge A. M. J. Cochrane of the Eastern Kentucky district, to the Circuit Judgeship vacancy to be created by the elevation of Judge Lurton, of Tennessee, to the Supreme Court. Judge Cochrane has been indorsed by Senator Bradley and the Kentucky Republican House members for the Ohio-Kentucky-Tennessee Circuit Judgeship, and Mr. Langley does not believe the President has fully determined to appoint Mr. Luke Wright over a man of the legal attainments of Judge Cochrane.

The President is, of course, fully aware of the qualifications of Judge Cochrane. It was upon Mr. Taft's suggestion that Judge Cochrane was appointed to the Federal bench. The President was then Governor of the Philippines. Last year when a vacancy arose in the circuit Judge Cochrane was considered for it, but the President finally appointed his fellow-townsman Judge Warrington.

In the event of the appointment of Judge Cochrane, the Kentucky Republican Congressmen would recommend R. H. Winn for the Eastern Judgeship.

* * *

Few Senate Changes.

There will be few changes when the Senate meets. The death of Senator Johnson leaves the chairmanship of the committee to investigate trespassers upon Indiana lands vacant. Senator Bradley, of Kentucky, is the second ranking member and can have the chairmanship if he so desires. Senator Paynter is also a member of this committee.

It is understood here that after the appointment of Lewis Walker, of Lancaster, to succeed District Attorney Tinsley in the Eastern Kentucky district is made, Sawyer Smith, of Barbourville, will be named the Assistant District Attorney. Smith is the law partner of Caleb Powers.

* * *

W. J. Manning Dead.

W. J. Manning, of Indiana, who had been a clerk in the Treasury Department for twenty-five years, died here to-day. The remains will be taken to Lawrenceburg for interment.

Mr. Manning was born of English parents in Indianapolis, Ind., November 12, 1856, and was a graduate of the High School of that city. He studied law in the office of the late Benjamin Harrison and was closely associated with Gen. W. W. Dudley in Indiana. He took a very active part in political affairs in his State when a young man. He served as United States Marshal and in the railway mail service before coming to this city. He came here in 1881 to take a position in the Pension Office while Gen. Dudley was Commissioner of Pensions. In a short time he was transferred to the cash room of the Treasury Department, where he had been employed ever since.

* * *

Blackburn To Come Home.

Gov. Blackburn and Mrs. Blackburn and the Governor's granddaughter, Miss Lane, will leave Washington the latter part of next week for Versailles, where they will permanently reside. Gov. Blackburn said to-day with reference to reports coupling his name with the Democratic gubernatorial nomination or the United States senatorship, that he would not re-enter politics and was out for good.

"I made this declaration in a speech to the Democratic caucus which nominated Senator Paynter," said Mr. Blackburn, "and I will not depart from it."

* * *

Prospective Postmasters.

The following Tenth district postmasters will be appointed upon the recommendation of Representative Langley: S. W. Quillen, at Heidelberg, Lee county; G. J. Walker, Pheips, Pike county; Eliza Wilson, Demand, Morgan county; W. L. Swift, Loveland, Morgan county; J. G. Whisman, Brume, Lee county; B. F. Fannin, Clayton, Elliott county.

* * *

Reno Makes Bond.

Lawson Reno, of Owensboro, was at the Treasury Department to-day to confer with the Commissioner of Internal Revenue. He has made a satisfactory bond to the department and has arranged to take charge of the Second Kentucky Internal Revenue district.

Senator Paynter, of Kentucky, has arrived for the forthcoming session of Congress.

Old Business Firm Assigns.

Slaughtersville, Ky., Dec. 2.—(Special.)—The firm of W. L. Reynolds and Company, for twenty years in business here, have assigned to W. R. Parker and T. F. Reynolds. The assets are about $20,000, real and personal, and liabilities about $18,000.

Poor collections and consequent inability to meet the demands of some of the largest creditors are given as the cause of assignment.

STRIKERS IN FIGHT; THREE PERSONS HURT.

Both Men and Women Engage In Scissors Battle With Bloody Result.

Chicago, Dec. 2.—Three persons were seriously injured in a riot to-day between union and nonunion workmen in the women's tailoring establishment of William Bain.

The injured were William Bain, proprietor of the establishment; Mrs. Jennie Bain, his wife, and Helen Malinosky, a nonunion tailoress.

The trouble was caused by the hiring this morning of two nonunion men and three nonunion women by Bain. Late in the afternoon a score of men, said to have been union sympathizers, rushed into the place armed with scissors and attacked the workers. Bain sought to interfere and was struck in the face with a pair of scissors by one of the men. Mrs. Bain and Miss Malinosky also were cut about the head. The remainder of the employes fled from the place. Three men, who are said to have taken part in the attack, were arrested.

EDUCATORS CONVENE AND GIVEN A BANQUET.

Movement To Establish Trade Schools For Industrial Education In Universities.

Milwaukee, Dec. 2.—The third annual convention of the National Society for the Promotion of Industrial Education was opened to-night with a banquet at the Hotel Pfister, at which Gov. James O. Davis, of Wisconsin, was toastmaster. Three hundred educators, sociologists, financiers, philanthropists and leading business men of Milwaukee and many other cities were present.

Addresses were made by President Charles R. VanHise, of the University of Wisconsin; Dr. George H. Martin, of Boston, Mass., and Alexander C. Humphreys, president of the national society.

The rapid advance of applied knowledge in the world and the absence of trade schools in the United States, President VanHise said, have made it advisable for universities to give aid in industrial education.

COTTON EXCHANGE ADVANCES CHARGES.

Action Not Final, But Will Probably Be Confirmed As Passed On In Future.

New York, Dec. 2.—The meeting of the members of the New York Cotton Exchange to consider the proposal to raise commissions from $7.50 to $10 for members of the exchange, and from $15 to $20 for nonmembers, resulted in the adoption of a resolution that such an advance in the commissions should be charged on all business originating in the Eastern hemisphere while the proposed amendments affecting commissions on business originating in the Western hemisphere were referred back to the board of managers without indorsement.

The action taken, it was said to-day, is not final, but the impression of sentiment seemed sufficiently unanimous to indicate that the final vote would be more or less a matter of form and that the questions had been practically settled.

NATIVE OF LOUISVILLE DIES IN NEW YORK.

Mrs. Ellen Harris Swayne Passes Away From Pleurisy After Illness of Several Weeks.

New York, Dec. 2.—(Special.)—Mrs. Ellen Harris Swayne, the widow of George Wager Swayne, died to-day at the Hotel Renaissance after an illness of several weeks. Death was caused by an attack of pleurisy. Since her return from Europe last October Mrs. Swayne has been in poor health.

Mrs. Swayne was born in Louisville, Ky., on April 21, 1846. Her father was Alfred Harris, a prominent lawyer in the South, and her mother was Eugenie Washington. After her marriage to Gen. Swayne they came to New York to live. There are five children. The eldest son, Alfred H., is a member of the Stock Exchange firm of Tellier & Robinson. Noah H. lives in Philadelphia, Wager Swayne is known in musical circles in Paris and the eldest daughter, Mrs. Harold Lomas, resides in Baltimore. Miss Elenor Swayne lived with her mother at the Renaissance.

DISCRIMINATION DENIED BY MR. HARAHAN.

New Orleans, Dec. 2.—President J. T. Harahan, of the Illinois Central railroad, left New Orleans for Chicago after a visit to this city for the purpose of taking up charges of discrimination against this port by the Illinois Central made by a special committee of the New Orleans Cotton Exchange. Mr. Harahan made a vigorous denial of an alleged compact between the Illinois Central and certain steamship companies, whereby, it was alleged, excessive rates on the exportation of cotton from New Orleans were demanded.

RAILROAD WILL RUN REGARDLESS OF NAME.

Spartanburg, S. C., Dec. 2.—According to present plans the recently completed Carolina, Clinchfield and Ohio railroad will inaugurate a passenger schedule Sunday and freight schedule Monday under the old name of the South and Western, in this State.

The State Supreme Court recently decided that the special act chartering the road was unconstitutional, making it necessary to do business in this State under the name of the South and Western, under which it entered.

BIG BALTIMORE FIRE NEAR 1904 DISASTER.

Baltimore, Md., Dec. 2.—Fire broke out this evening in the building, No. 104 South Sharp street, within a block and a half of the point of origin of the great fire of 1904.

It spread rapidly and within a short time had done damage estimated at $300,000.

Prospective Postmasters.

Washington, Dec. 2.—The following Tenth district postmasters will be appointed upon the recommendation of Representative Langley: S. W. Quillen, at Heidelberg, Lee county; G. J. Walker, Pike county; Eliza Wilson, Demand, Morgan county; W. L. Swift, Loveland, Morgan county; J. G. Whisman, Brume, Lee county; B. F. Faunin, Clayton, Elliott county.

Sidney B. Gilliam has been appointed postmaster at Sugar Grove, Butler county, vice J. S. Gilliam, resigned.

HUNT HUSBAND.

Police Credit Rumor That Snead Is Still Alive.

THIRD WILL OF DEAD WOMAN IS DISCOVERED.

MISS WARDLAW CONTINUES TO REFUSE TO TALK.

SISTERS ARE ALSO SILENT.

New York, Dec. 2.—A persistent rumor that the husband of Mrs. Ocey Snead, the young woman who was found dead in the bathtub of an unfurnished house in East Orange, N. J., is still alive, is credited by the chief of police there, who now believes it his best clew to further developments in what remains to-night a most puzzling mystery.

The husband, the chief of police believes, could make clear some of the conditions under which the wife had to live.

Julian T. Carabba, a Brooklyn lawyer, volunteered the information to the police that he had a third will made by Mrs. Snead and drawn my him in his office. He visited the house in which Mrs. Snead lay ill and was amazed at the poverty he saw about him in the home of one able to dispose of a considerable sum of money.

"For the Lord's sake get me out of here," the lawyer said Mrs. Snead pleaded with him on that occasion, "because I am starving and they are not taking care of me."

* * *

Refuse To Tell Anything.

New York detectives have located the two aged women who lived with Miss Virginia Wardlaw and Mrs. Snead in the "house of mystery" in Flatlands, and to-day endeavored to induce them to give testimony bearing on Mrs. Snead's death. These two women are Mrs. Martha Wardlaw and her daughter, Mrs. Mary Snead. Mrs. Mary Snead is young Mrs. Snead's mother-in-law.

At their home here neither would talk about the case to the detectives. In interviews, however, Mrs. Mary Snead reiterated that young Mrs. Snead's suicide was the result of continued illness. She denied that young Mrs. Snead had been neglected or coerced in any way.

One of the developments of the day was the reported discovery that some one had borrowed $1,200 one one of the policies on the life of Mrs. Snead.

* * *

Miss Wardlaw Remains Silent.

The prisoner to-day continued uncommunicative, and any new facts the police were able to gather did not come from her. She is Virginia Wardlaw, a gray-haired spinster of excellent connections in Nashville and other Tennessee cities, who was Mrs. Snead's companion in the lonely East Orange house and a dweller with her and two other aged women in a house in Flatlands, Brooklyn.

Policy For $15,000.

Nashville, Tenn., Dec. 2.—Some years ago W. A. Ogden, of Nashville, who represents the New York Life, was called upon and asked to write a policy on the life of Miss Ocey Martin, the woman found in the bathtub. According to Mr. Ogden, the policy was for $15,000 and the premiums have been kept up. Prior to that time the family had carried insurance in the same company.

"SALOON IN SOUTH WILL NEVER RETURN,"

Statement Made By Seaborn Wright, of Georgia, Before Anti-Saloon League.

Chicago, Dec. 2.—"There never was any race problem in the South; it has been purely a liquor problem," said Seaborn Wright, of Georgia, in addressing the National Anti-Saloon League conference of superintendents here to-day.

"The saloon never will come back in the South," he continued. "The North did right to free the slaves, but it did not go far enough. Under our law it was a crime to sell liquor to a slave. You freed them and exposed this childish race to unspeakable debauchery at the hands of the saloon.

"The recent legislation against the liquor traffic in the South is a culmination of twenty-five years of persistent effort. I know the Southern people thoroughly, and in spite of statements circulated by the liquor interests, you need not fear that they will ever permit the saloon to return."

LONE SALOON TO CLOSE IN LAWRENCE COUNTY, IND.

Question As To Whether Place Will Stay Open To-day Is Raised By Officials.

Bedford, Ind., Dec. 2.—(Special.)—Will Lawrence county be "dry" to-morrow? This is the question being discussed to-night. Christ Gausson, of this city, proprietor of the only saloon running in the county, claims his license does not expire until Friday night and that he will be open to-morrow. The police say he will not open.

It has been questioned whether the place had a right to sell long ago, according to the local option law, but has been running under an order from the court restraining the officers from interfering.

COLUMBIA SEEKING VIRGINIA LANDS.

Washington, Dec. 2.—Residents of the District of Columbia are planning to recover the territory that once was part of the Federal Capital, but now is in Virginia, and at a meeting of the Board of Trade on Monday a plan will be discussed to have President Taft institute suit against Virginia looking to the recovery of the territory.

The Virginia city of Alexandria is within the limits of the territory to which claim is made.

SEVERAL CHANGES IN ARMY POSITIONS.

Washington, Dec. 2.—Brig. Gen. W. W. Witherspoon, assistant to the chief of staff, was to-day made president of the Army War College here, and Brig. Gen. Tasker H. Bliss, who has for some time served as the head of the college, takes Gen. Witherspoon's place.

Lieut. Col. Daniel A. Frederick, of the Nineteenth infantry, and Maj. Guy Carleton, of the Fourth cavalry, were also appointed to the general staff.

Children Cremated.

Martinsville, Va., Dec. 2.—Three small children of Morrison Cabiness were cremated when his home, near Axton, burned during the absence of the parents.

BIG FOUR'S CASH

Warriner Accounts For Only Half of Shortage.

DEEP MYSTERY SURROUNDS DISPOSITION OF BALANCE.

COUDEN DISCUSSES HIS PART IN THE EXPOSURE.

SENATOR DICK WON'T TALK.

Cincinnati, O., Dec. 2.—More than half of the $643,000 which Charles L. Warriner, former local treasurer of the Big Four railroad, admits to have stolen from the railroad, cannot be accounted for.

The indicted treasurer has furnished a statement which accounts for $318,000, $84,000 of which he says was paid in blackmail, and claims that the balance of $325,000 was lost in speculation. The inquiries of the railroad officials, detectives and lawyers have completely failed, however, to substantiate this explanation.

* * *

Clews Denies Story.

According to Warriner, he carried on his stock market operations through the New York brokerage firm of Henry Clews & Co., but an examination of the books of that concern, it is said, show that in the entire course of his transactions with them he could not have lost more than $17,000.

With every succeeding day the mystery which surrounds the gigantic defalcation deepens and daily rumor supplies new names to be linked with the great theft. But the question which still perplexes the railroad officials is, "What became of the money?"

The grand jury will resume its inquiry into the case to-morrow and a subpoena has been issued for Frank M. Couden, the Federal official, who claims to have given the New York Central authorities their first intimation of the embezzlement.

* * *

Couden's Motive Commercial.

Incidentally Mr. Couden declared to-day that the sole motive for his action was "commercial." He claims to have been promised a reward which he has not yet received.

Mr. Couden would not say what amount he expected to receive as a reward for his information. He declared that the matter was in the hands of his attorney, United States Senator Charles Dick. At the same time he made the rather startling statement that he had known of the shortage for the last ten years.

The first consequence of the publication of the letters of Mrs. Jeanette Ford, "the woman in the case," came to-day when Judge Woodmansee, of the Common Pleas Court, of his own initiative, summoned Mrs. Ford's attorney and stated that in his opinion the woman's bond should be raised.

* * *

Couden's Statement.

In his statement regarding the Warriner exposure, Mr. Couden, who is cashier in the office of the local Federal collector of customs, says his information regarding the shortage came to him through a Chicago man who was formerly connected with the Big Four in this city.

Detailing to-day how he came to tip off the Warriner story, as alleged, to President Brown, of the New York Central, Mr. Couden said:

"I went to Washington on business in which Senator Dick was interested. You might say it was a sort of political fight in the Sixth congressional district. Dick and myself went to luncheon, and during a conversation I happened to mention what I had heard of the shortage. He said that it was my duty to inform the railway officials about the matter. I told him that if I was doing a wrong in not telling it, that wrong had been of long standing, for I had known for about ten years that there was some crookedness in the local financial department of the Big Four. However, Senator Dick impressed me with my duty, and said that if I would agree to it he would arrange a meeting for me with President Brown. The meeting took place and I told all that I knew. Now, recollect, I did not then know all of the details that have since come to light. I originally got the story from ——— himself about ten years ago, and have known it ever since."

* * *

Dick Will Not Talk.

Senator Dick, while in Columbus yesterday, declined to discuss the matter, saying that Mr. Couden was his client and that the latter had doubtless made public such facts as he thought proper. It is not known whether or not Senator Dick will be asked to come here to give testimony before the grand jury, but it is not regarded as probable that such a request will be made, inasmuch as he has been mentioned in the affair as the attorney only of Couden.

It became known this evening that a Chicago man to whom the published letters of Mrs. Ford were addressed has been in Cincinnati during the last week and had a long conference with Warriner at the county jail.

PATRICK LOSES POINT; HIS WRIT DISMISSED.

Court Declared Famous Prisoner Developed No New Grounds For Consideration.

New York, Dec. 2.—For the second time this week, Albert T. Patrick, the lawyer serving a life sentence in Sing Sing for the murder of William March Rice, emerged to-day from prison seclusion to renew his fight for freedom.

The prisoner-lawyer, undismayed by the failure of his repeated attempts to secure his release from prison, had a new point to urge upon the Judges of the Appellate Division of the Supreme Court in Brooklyn.

He contends that he has already virtually suffered part of the penalties of the death sentence, through confinement in the death house before his reprieve was granted. There is no legal justification for placing him again in jeopardy for the same offense, he asserts.

After Patrick had concluded his argument, Justice Jenks ordered the writ of habeas corpus dismissed, and Patrick was sent back to Sing Sing prison. Justice Jenks said that Patrick had developed no new grounds for a reopening of his case.

EARLY ARRESTED ONCE MORE IN WASHINGTON.

Alleged Leper Says He Is Prepared To Make Things Lively For the Authorities.

Washington, Dec. 2.—John R. Early, the alleged leper who threw scientists of two continents into a dispute, ventured to show himself in Washington again to-day and was promptly clapped into quarantine. Early made no effort to escape arrest. In fact, he admitted he came to Washington prepared to attempt to make things lively for the district authorities if they locked him up. When the Health Department got out a warrant for his arrest, charging him with being a person with a contagious disease who was exposing himself, he arranged with a newspaper man to go to a police station and be locked up.

Dr. W. C. Fowler, the chief of the Bureau of Contagious Diseases, met Early and said: "We will arrange to have you examined by the best experts. If they find you not now suffering from leprosy we will let you go."

"I'd rather wait until I hear from my counsel," Early replied. "I expect they will be here to-morrow."

At the quarantine station to-morrow the little six-room house which Early occupied before will be opened to him. Early said he had been living quietly with his wife and children on his farm at Manchester, Va. He has some back pension coming to him and intimated that he came prepared to fight the authorities if they attempted to restrict his movements about the city.

BLAZING SCARF SETS FIRE TO BED.

An alarm from box No. 541 called the fire department to the home of J. T. Boswell, an employe of the Louisville and Nashville Railroad Company, at 136 West Kentucky street at 5:10 o'clock yesterday afternoon. When the fire fighters arrived they found a bed in the room of one of the women members of the family in a blaze.

According to the firemen, the blaze originated when a scarf belonging to one of the members of the family caught fire from a gas jet and was thrown on the bed.

LIQUOR DEALER FILES DEED OF ASSIGNMENT.

Evansville, Ind., Dec. 2.—(Special.—Jacob M. Gumberts, a wholesale liquor dealer of this city, to-day filed his petition in bankruptcy before United States Commissioner J. W. Wartmann. His liabilities are over $8,000 and his assets less than $2,000. His failure is said to be due to the prohibition wave.

JAPANESE TEA FOR THE BENEFIT OF CHARITY.

The Young Ladies' Auxiliary of the Clifto-Crescent Club will give a Japanese tea at Trinity Council Hall, Baxter and Morton avenues, Friday and Saturday evenings and Saturday afternoon. The proceeds of the entertainment will go to charity.

GENERAL MARKETS.

New York.

New York, Dec. 2.—Butter firm; receipts 4,090; creamery specials 34c; do held 28½@32½c; do extras 33c; do thirds to firsts 27@32c; State dairy 25@32½c; do process 25½@28c; Western factory 23½@25c; do imitation creamery 26@27c. Cheese firm; receipts 1,924 boxes; State new full cream specials 17@17¼c; do September fancy 16¾c; do October best 16½c; do late made best 15¾c; do common to good 12½@15c; skims, full to special 6@14¼c. Eggs weak; receipts 7,405 cases; State, Pennsylvania and nearby henney white 45@50c; do gathered white 35@40c; do henney brown and mixed fancy 39@40c; do gathered brown fair to prime 30@37c; Western extra firsts 31@32c; do firsts 28@30c; do seconds 25@27c. Poultry—Alive dull; Western chickens 12c; do fowls 14c; turkeys 12@17c; dressed easier; Western chickens (broilers) 10@22c; fowls 14@17½c; turkeys 18@22c. Sugar—Raw steady; refining 3.83c; centrifugal, 96 test, 4.33c; molasses sugar 3.58c; refined quiet; crushed 5.95c; powdered 5.35c; granulated 5.25c.

Flour—Receipts 36,707 bbls.; exports 12,024; market now at unchanged prices. Rye flour quiet. Buckwheat flour dull. Corn meal steady. Rye easy; No. 2 Western 81¾c nominal f. o. b. New York. Barley quiet; feeding 69@69c nominal c. i. f. New York.

Wheat—Receipts 196,600 bu.; exports 48,400. Spot market firm. No. 2 red $1.25 nominal domestic elevator and $1.24½ nominal f. o. b. afloat; No. 1 Northern Duluth $1.16¼ nominal f. o. b. afloat; No. 2 hard winter $1.17¾ nominal f. o. b. afloat. Prices for wheat were easier early under lower cables, favorable Argentine news and estimates of larger world's wheat acreage, but advanced on covering by shorts and the possibility of a sympathetic strike by Northwestern railroad employes. Options was ½@¾c net higher; December $1.13@1.15⅝, closed at $1.15¼; May $1.11⅝@1.12¾, closed at $1.12⅝; July $1.04⅜@1.06⅜, closed at $1.04⅞.

Corn—Receipts 27,600 bu.; exports 2,200. Spot market easy; No. 2 72c asked elevator domestic, 72½c nominal delivered alongshore; No. 2 nominal f. o. b. afloat; No. 2 yellow nominal. Option market was without transactions, closing ¼@¾c lower; December closed at 60¼c; May closed at 60¼c.

Oats—Receipts 41,225 bu.; exports 2,977. Spot market steady; mixed oats 26@3 2½c; natural white, 30@32 lbs., 31½@32c; clipped white, 34@42 lbs., 35½@36c. Options marked was without transactions, closing ¼c net higher; May closed at 47¾c.

Hay firm; good to choice $1@1.65. Hops and hides quiet. Leather and wool steady. Beef steady; mess $11.50@12; beef hams $24@26; city extra India mess $21@23. Cut meats firm; pickled bellies 13¾@14¼c. Lard firm; Middle West $13.70@13.80; refined firm. Pork steady. Tallow quiet. Cottonseed oil dull; prime crude $5.85@6; do yellow $6.77½@6.85; March $6.98@7. Petroleum and molasses steady. Rosin, turpentine and rice quiet.

Metals—The market for standard copper on the New York Metal Exchange was weak today. No quotations for spot were made on the call, but later bids and offers made part of the market at about $12.87½@13 for both spot and December, $12.87½@13.10 for January and $12.87½@13.25 for February. The London market closed easy, with spot quoted at £58 2s 6d and futures at £59 10s. Local dealers quote lake copper at $13.25@13.50; electrolytic at $13.12½@13.37½ and casting at $13@13.25. Tin was easy, with spot closing at $31.37½@31.75. December at $31.30@31.90; January at $31.35@31.60 and February at $31.75 asked. London market was easy, with spot quoted at £145 10s and futures at £145 7s 6d. Lead was quiet, with spot quoted at £13 7s 6d. Spelter was weak, with spot quoted at £25 12s 6d. New York and St. Louis unchanged at £25. Iron was higher at 55s 1½d for Cleveland warrants in London. Locally the market was unchanged. No. 1 foundry Northern is quoted at $18.75@19.25, No. 2 do at $18.75 and No. 1 Southern and No. 1 Southern soft at $18.75@19.50.

St. Louis.

St. Louis, Dec. 2.—Wheat—Futures higher; cash dull; on track: No. 2 red cash $1.04@1.25, No. 2 hard $1.07½@1.10¾; December $1.07⅝, May $1.07¾@1.07. Corn weak; on track: No. 2 cash 58½@59c; December 57⅛@58c; May 61@61¼c. Oats firm; on track: No. 2 cash 41@41¼c; No. 2 white 44c; December 40½c; May 42¾c. Timothy steady. Chickens 10c; springs 12c; turkeys 15½c; ducks 13c; geese 8c. Butter steady; creamery 27@33c. Eggs steady; 25½c. Lead $4.27½. Spelter $5.22½. Flour unch

Financial and Commercial

MONETARY.

Thursday Evening, Dec. 2.—General money conditions showed no important change. In New York money on call was firmer, while time loans were easier. The local market was active. The borrowing demand was good, with the ruling rate 6 per cent.

New York exchange was quoted at par.

The report of the Clearing-house to-day was as follows:

Day's clearing	$2,808,950
Balance	385,544

The local market for securities showed very little change. Louisville Traction common was in fairly good demand up to 92¼, selling and closing at that figure at the Stock Exchange, with offerings held a little firmer. Portland common and preferred were quiet and a shade easier. St. Joe common was easy. Fewer issues were mentioned than for some time. In the outside list St. Louis United Railways common was easy, while the preferred was strong. Kansas City common sold at 37.

At the Stock Exchange:

City Sewer 4s were 101¾ bid and 101¾ asked, $1,000 each way.

East St. Louis and Suburban 5s were 99 bid for $5,000 and 98¾ bid for $25,000.

Louisville Railway 5s were $3,000 offered at 106¾.

Louisville Heating preferred was twenty-five shares offered at 90.

Louisville Home Telephone stock was twenty-five shares offered at 40.

American Cities common was 57¼ bid and 58¼ asked, 100 shares each way.

American Cities preferred was 97¾ bid for fifty shares.

East St. Louis and Suburban common was 100 shares offered at 43¼ and 41¾ bid for fifty.

Grand Rapids common was 115 bid for fifty shares.

Louisville Traction common at the morning session sold to the extent of eighty shares at 92¼ and closed at 92 bid for twenty, 92¼ bid for seven and twenty offered at 92½, and at the afternoon session was 92 bid for twenty-five shares, 92¾ bid for seventeen and seventeen offered at 92¾.

Portland common was 94 bid for twenty-five shares, twenty-five offered at 95 and 95¼ bid for ten.

Portland preferred at the morning session was 94½ bid for fifty shares, 94¾ bid for ten and fifty offered at 96, and at the afternoon session was 94½ bid for twenty-five shares and fifty offered at 95¼.

St. Joe common was seventy-five shares offered at 55 and ten offered at 54¾.

United Railways Investment common closed in New York at 40 to 42½ and the preferred at 71 to 73¾.

American Tobacco closed at 418 to 420, Standard Oil at 600 to 605, Subway at 3¾ to 3⅞ and Giroux at 10⅜ to 10⅝.

St. Louis United Railways common closed in St. Louis at 18½ to 18¾, the preferred at 68¾ to 69 and the 4s at 82¼ to 82⅜.

Kansas City Railway and Light common was quoted in Chicago at 36¼ to 37. There were sales at 37.

New Orleans common was quoted in New Orleans at 25 to 25⅝ and the preferred at 58½ to 58¾.

American Cities common was 57 bid and the preferred 98 bid.

Nashville common was 49 to 55 and the preferred 86 to 90.

Stock Exchange Sales.

The following sales were made at the Stock Exchange to-day:

MORNING SESSION.

38 shares Louisville Traction common	92¼
20 shares Louisville Traction common	92¾
22 shares Louisville Traction common	92¾
20 shares Louisville Traction common	92¾

The following are the latest bid and asked prices made for securities at the Stock Exchange:

Bank Stocks.

	Bid.	Asked.
American National Bank	130	130½
Citizens' National Bank	225	228
First National Bank	...	...
German Bank	350	380
German Security Bank	173	174
German Insurance Bank	350	450¼
Louisville National Banking Co.	143	145
National Bank of Kentucky	195	...
National Bank of Commerce	186	...
Second National (New Albany)	90	...
Southern National Bank	142¾	148
Stokoyards Bank	130	...
Third National Bank	...	127½
Union National Bank	217½	225

Trust Company Stocks.

Columbia Trust Company	137	139
Fidelity Trust Company	...	350
Louisville Trust Company	...	138½
United States Trust Company	105	106¼

Street Railway Bonds.

Birmingham Ry., L. and P. 4s	91	91¾
Chattanooga Rys. Co. 5s	96	97½
Dallas Electric 5s	92	98
E. St. Louis and Suburban 5s	99	...
Houston Electric 5s	...	95
Knoxville Railway and Light 5s	90	93
Louisville Street Railway 5s	100¾	100¾
Memphis Street Railway 5s	99¼	99¾
Nashville Railway and Light 5s	102¾	...
Nashville Ry. and Light ref. 5s	93½	...
New Albany Street Railway 5s	97	98
New Orleans Ry. and Light 4½s	88¾	87
Pascagoula St. Ry. and P. 5s	...	90
Paducah Traction and Light 5s	...	90
Rochester Railway and Light 5s	99¾	99¾
Savannah Electric 5s	88	84½
Seattle Electric 5s	106	102½
Springfield Railway and Light 5s	94¾	95¼
St. Joseph Ry., L. H. and P. 5s	100½	101¾
Wash., Alex. and Mt. Vernon 5s	93½	98
West Penn Railway 5s	99½	...

Railroad and Miscellaneous Bonds.

Fayette Home Telephone 5s	80	...
L., H. and St. L. 1st 2½s	110¾	112½
Louisville Home Telephone 5s	72	...
Peoria Light 5s	91	92¼
Chattanooga Gas Co. first 5s	93	94½

City of Louisville Bonds.

City 4s, 1910	100	100¼
City 5s, old L., 1913	...	102
City 4s, Main. imp., 1928	101	102
City 4s, Mun. imp. 1928	101	102
City 4s, Parks, 1930	103	...
City 4s, Sewers, 1947	101¾	102½
City 4s, refunding, 1947	101¾	102½
City 3½s, 1940	93¼	95½
City 3½s, refunding, 1941	94½	95½
City 3½s, refunding, 1955	93¾	...
City 5s, Sewer and Parks, 1941	99½	99½
Waterworks 2d mortgage 5s	100	100¾

Industrial and Miscellaneous Stocks.

D. F. Avery & Sons com	96	100
Do 6 per cent. preferred	97¾	100
Bourbon Stockyard	90	96
Columbia Gas and Electric	25½	26½
Federal Chemical com	...	50
Do preferred	...	100½
Houghton Co. Elec. Light com	16	16½
Do preferred	22¾	22¾
Louisville Bridge	145	...
Louisville Gas stock	...	94½
Louisville Heating com	60	64
Do preferred	90	90
Louisville Home Telephone	38½	40
Louisville Title Company	104½	105¾
Louisville Trust Co. com	...	61
Do preferred	125	...
New Galt House com	...	12
Do preferred	...	70
Pacific Coast Power	...	106
Realty Co.	98	...
Do 4½ per cent. preferred	100	...
Turner, Day & Woolworth com	...	101
Do preferred	117	119

Street Railway Stocks.

American Cities Ry. and Li. com	57½	58¾
Do preferred	97¾	98¾
Dallas Electric com	18	20
Do first preferred	89½	92½
Do second preferred	32	35
E. St. Louis and Suburban com	42¾	43
E. St. Louis and Suburban com	41¾	43¼
Do preferred	...	78½
Galveston-Houston Electric com	90¼	92
Do preferred	92½	...
Georgia Ry. and Electric com	85½	88
Do preferred	97½	...
Grand Rapids com	115	130
Do preferred	89	...
Lexington and Interurban Rys	...	7¾
Louisville Traction com	92¾	92¾
Do preferred	110¾	111½
Nashville Ry. and Light com	48½	50½
Do preferred	88	90
New Orleans Ry. and Light com	24¾	26
Do preferred	58	60
Northern Texas Electric com	72½	...
Do preferred	93¾	94
Paducah Trac. and Light com	...	20
Do preferred	50	40
Portland Ry., Light and P. com	94½	95
Do preferred	94½	...
Rochester Ry. and Light pref	89½	90
Savannah Electric com	9	11
Do preferred	45	45
Seattle Electric com	116	120
Do preferred	102¾	104½
Sc. Joe Ry., L., H. and P. com	54¾	55
Do preferred	86	87
Toledo Railways and Light com	8½	9
Tri-City Railway and Light com	26½	26¾
Do preferred	92½	93
United Railways Invest. com	40½	41
Do preferred	71	72
West Mo. Power Co.	55	57½
West Penn Railways com	41½	42½
Do preferred	77	77½

Interest is to be added to all bond quotations.

The Louisville and Nashville Company's earnings are making new high records, and if they continue during the remainder of the fiscal year at the rate set during the first four months more than 20 per cent. will be earned on the stock. The good gains during the month of October and the four months ended with October are shown below:

October—	1909.	Increase.	1908.
		%	%
Ratio of operating expenses to operating revenues	76.12		61.30
Ratio of taxes to operating revenues	2.01		2.77
Ratio of operating income to operating revenues	41.22		35.93
Four months ended Oct. 31:	1909.	Increase.	1908.
Operating revenues	$16,817,743	$1,209,505	
Operating expenses	9,980,172	417,574	
		%	%
Net operating revenues	6,837,570	791,933	1,161,933
Taxes	408,440	19,109	
Operating income	6,359,130	1,142,843	
Four months—	1909.		1908.
	%		%
Ratio of operating expenses to operating revenues	59.34		65.64
Ratio of taxes to operating revenues	2.97		3.07
Ratio of operating income to operating revenues	37.69		33.29

STOCK MARKET REVIEW.

New York, Dec. 2.—Money on call strong at 4¾@5¼ per cent.; ruling rate 5; closing bid 5¼; offered at 5½; time loans rather soft and dull; 60 days 4¾@5 per cent.; 90 days 4¾@5; six months 4½; prime mercantile paper 5@5½. Sterling exchange firm, with actual business in bankers' bills at $4.8410@4.8415 for 60-day bills and at $4.8780 for demand; commercial bills $4.83@4.83½. Bar silver 51¼c. Mexican dollars 42c. Government bonds and railroad bonds steady.

Speculative attention was diverted from the main current of affairs in the stock market to-day to some by-channels having to do with special developments concerning railroad properties and their relations. The separation of the Rock Island and the St. Louis and San Francisco systems has given ground from the first for suppositions of readjustments to follow which might involve momentous consequences to the existing balance of relations and control amongst railroad properties.

To-day's announcement from the Lehigh Valley of the coming entry into its directorates of the dominant powers in the Rock Island Company afforded light on one direction which the readjustment was taking. The inference to be drawn from this proved so confusing, however, that a state of bewilderment was the most salient feature of the sentiment so far as it was disclosed by speculative operations in the market. This confusion was increased because the new forces in Lehigh Valley were at some pains to disclaim any interest in Wabash railroad, which has been influenced for several days by an assumption that it was to come into the plans for the direction of Lehigh Valley. This idea was not entirely relinquished, in spite of the disclaimers, which lacked full official authority.

The supposition regarding the "deal" pointed as an alternative to the Delaware, Lackawanna and Western as an Eastern outlet for the Rock Island to be linked by the Wabash. This alternative did not weaken the effect of the Lehigh Valley transaction owing to the close banking relations between the new forces in the Lehigh Valley and the Lackawanna element in the old Lehigh Valley control. While the sale of old holdings in Lehigh Valley by the Lake Shore, the Central Railroad of New Jersey, the Reading and the Erie have been reported from time to time, no such rumors have been heard regarding the Lackawanna holdings of that stock, which are assumed, therefore, to be in friendly relations with the new holdings now to be represented on the board.

The reports of plans for extension of the Western Maryland, reorganized property revived the conjectures of a possible completion of its linking with the Wabash-Pittsburg for the carrying out of an ocean outlet for the Gould system, supposed at one time to have been abandoned. At the same time a wide field for surmise was offered by the possible recasting of relations to follow the acquisition of the St. Louis and San Francisco as an adjunct to the Hawley holdings. From this was inferred a possible resale of the Missouri, Kansas and Texas, lately acquired by the same rapidly growing power in the railroad world.

The main line of the day's topics, which are thus indicated, sufficiently show the possible scope of speculative ingenuity in suggesting variation and extension for it. The joint effect, however, was not stimulating to the market. Consifderable effect has been felt already from the preliminary operations in connection with these developments, and it is evidently feared that the consequence of the actual accomplishment would be reactionary. The market was affected as well by the reduction of demand for the short interest, which was covered in the rise in prices yesterday.

The liability of the call money market to flurries under the influence of continued exports of gold and the requirements of such large transactions as are involved in the readjustment of the railroad ownerships begets caution in the speculation. The serious effects of the railway switchmen's strike in the Northwest and the fear of its spread had a depressing effect. There came a report from Washington that national banks' holdings in railroad securities were to be scrutinized under the suggestion that speculative interest in the stock market, especially by the great New York banks, played too large a part in their conduct. The stock market element felt nervous over this suggestion.

Bonds were steady. Total sales (par value) $5,257,000. United States bonds were unchanged on call.

Bank Clearings.

St. Louis, Dec. 2.—(Special.)—Clearings $13,316,911; balances $1,100,674. Call money 5@6 per cent. New York exchange 40c premium bid, 60c premium asked.

Chicago, Dec. 2.—(Special.)—Clearings $50,836,604; balances $2,112,747. New York exchange 40c premium. Money firm at 5@5½ per cent, for 60-day loans.

Cincinnati, Dec. 2.—(Special.)—Clearings $4,447,450. New York exchange par to 15c premium. Collateral loans 5@5½ per cent. Discounts 5½ per cent.

Boston, Dec. 2.—(Special.)—Clearing-house exchanges: In Boston $34,962,335; in New York $490,545,963. New York funds sold at par.

Memphis, Dec. 2.—(Special.)—Clearings $2,295,331.68. Exchange $1@1.50 discount selling; buying at par.

Treasury Statement.

Washington, Dec. 2.—The condition of the Treasury at the beginning of business to-day was as follows:

Trust funds:

Gold coin	$884,850,869
Silver dollars	486,581,000
Silver dollars of 1890	3,980,000
Silver certificates outstanding	486,581,000
General fund:	
Standard silver dollars in general fund	3,006,177
Current liabilities	110,194,304
Working balance in Treasury offices in banks to credit of Treasurer of the United States	35,818,160
Subsidiary silver coin	15,909,767
Minor coin	1,140,821
Total balance in general fund	52,096,221

NEW YORK BOND SALES.

(Reported by W. L. Lyons & Co.)

Argentine 5s.			$5,000	99¼	$7,000	99¼	
$12,000	95⅞		C., B. and Q. joint 4s.		M., K. and T. ref. 4s.		
$1,000	95⅞		$4,000	90	$4,000	84½	
Japanese 4½s.			$20,000	95⅞	M., K. and T. 4½s.		
$1,000	94½		C., M. and St. P. 5s.		$31,000	90	
Japanese 4½s, 2d ser.			$2,000	108¼	$2,000	99¼	
$5,000	93⅝		N. and W. 3½s.		$1,000	90¼	
U. S. Mex. 5s.			$1,000	80⅝	Missouri Pacific 4s.		
$4,000	97½		C., R. I. and P. col. 4s.		$10,000	80½	
N. Y. City 4s, 1959, temp. ctfs.			$1,000	90	$1,000	80¾	
$9,000	100⅜		C., R. I. and P. R. R. 4s.		$10,000	80⅝	
N. Y. City 4½s, 1957.			$50,000	79	Mo. Pacific 5s, 1917.		
$1,000	100⅜		$10,000	79	$22,000	101	
$5,000	100⅝		$20,000	78⅝	Mo. Pacific 5s, 1920.		
Adams Express 4s.			C., R. I. and P. ref. 4s.		$1,000	102	
$1,000	92½		$29,000	80⅜	Nat. Ry. Mexico 4½s.		
Al. and Sus. gold 3½s.			$29,000	80⅜	$4,000	94	
$1,000	100¼		C., R. I. and P. col. 5s.		N. Y. Central 4s.		
Allis-Chalmers 1st 5s.			$150,000	102⅜	$1,000	94¾	
$4,000	84¾		$325,000	102½	N. Y. C.-M. C. 3½s.		
$5,000	84¾		$7,000	102¾	$11,000	90	
$11,000	84½		Colorado Midland 4s.		N. Y. Stock 1st 4s.		
Amn. Agr. Chemical 5s.			$3,000	81½	$10,000	94	
$4,000	101⅜		Col. and Southern 4s.		N. Y. G., E., H. and P. 5s.		
Amn. H. and L. 6s.			$18,000	97¼	$40,000	83⅜	
$1,000	101⅜		Col. and Southern 4½s.		N. Y., N. H. and H. conv. 3½s.		
Am. T. and T. conv. 4s			$3,000	97¼	$32,000	98¼	
$35,000	104⅜		$7,000	97¼	$8,000	98⅝	
$58,000	104⅜		D. and H. conv. 4s.		$16,000	98⅝	
$5,000	104⅜		$10,000	101⅝	Nor. and W. 4s.		
American Tobacco 4s.			D. and R. G. con. 5s.		$4,000	98⅜	
$1,000	77⅞		$2,000	90⅜	North. Pacific gen. 3s.		
$18,000	78		D. and R. G. ref. 5s.		$11,000	72⅜	
American Tobacco 6s.			$2,000	93⅜	N. P. prior lien 4s.		
$4,000	106		Detroit So. Ohio 4s.		$1,000	102½	
$5,000	106⅛		$5,000	74	$2,000	102⅜	
$1,000	105¾		Dist. Securities 5s.		Oregon Short Line 5s.		
$1,000	105⅝		$1,000	74⅞	$2,000	112⅝	
Ann. Arbor 4s.			$5,000	74⅝	Pac. T. and T. 1st 5s.		
$6,000	78¼		Eastern Virginia 5s.		$18,000	99¼	
$4,000	78		$10,000	113	$3,000	99¾	
Armour 4½s.			Erie conv. 4s, series B.		Penn. conv. 3½s, 1915.		
$1,000	93¾		$20,000	71½	$17,000	95⅞	
Atchison general 4s.			$6,000	71¾	$2,000	96	
$15,000	99½		Georgia Pacific 1sts.		Penn. conv. 3½s, series A.		
Atchison adj. 4s.			$2,000	113	$1,000	89¾	
$1,000	94½		Green Bay and W. deb.		Penn. conv. 3½s, series B.		
$1,000	94½		5s.		$3,000	90⅜	
Atchison conv. 4s.			$15,000	16⅜	P. and E. 1st 4s.		
$2,000	110¼		$5,000	17⅛	$2,000	92	
$20,000	110⅜		$17,000	17⅛	Reading 4s		
$9,000	110⅜		Int.-Met. col. tr. 4½s.		$30,000	98⅜	
A. C. L. col. tr. 4s.			$20,000	82⅜	Repub. I. and Steel 5s.		
$4,000	90		$10,000	83¼	$5,000	102	
B. and O. 3½s.			Internat'l Paper 5s.		St. L. I. M. and S. 4s.		
$2,000	93		$2,000	102⅛	$1,000	88	
B. and O. 4s.			Internat'l Paper 6s.		St. L. I. M.-R. and G. 4s.		
$2,000	98¼		$5,000	104	$1,000	88	
B. and O. S. W. 3½s.			Internat'l Pump 5s.		$2,000	87½	
$2,000	90		$5,000	96⅜	St. L. and S. F. 4s.		
$31,000	89⅞		Iowa Central 1st 5s.		$21,000	85½	
Bethlehem Steel 5s.			$1,000	105	$10,000	85	
$3,000	88⅛		$7,000	104	$12,000	85¼	
$9,000	89		K. C. Ft. S. and M. 4s.		St. L. and S. F. g. m. 1st 5s.		
B. R. T. 4s.			$1,000	92⅜	$30,000	83	
$13,000	85⅞		K. C. Southern 5s.		St. L. S. W. con. 4s.		
$2,000	86		$4,000	90¼	$5,000	89¼	
Brook. Un. Gas 1st 5s.			Lacka. Canna. Steel 5s.		St. L. S. W. con. 4s.		
$5,000	107½		$5,000	99	$10,000	78½	
Cen. Ga. con. 5s.			L. S. and M. S. deb. 4s.		$10,000	78⅝	
$2,000	108		$6,000	94¾	$10,000	78¾	
Cen. Ga. 2d income 5s.			$12,000	94⅞	St. P. and S. C. 1sts.		
$6,000	85		L. S. and M. S. 4s. 1931		$1,000	114½	
$6,000	85½		$7,000	93¾	Southern Pacific 4s.		
Central Leather 5s.			L. and N. unified 4s.		$5,000	90⅝	
$31,000	98¾		$4,000	90¼	$2,000	90½	
$4,000	98¼		Mercantile Marine 4½s.		South. Pacific conv. 4s.		
Cen. Pacific 1st ref. 4s.			$4,000	71	$5,000	102¼	
$11,000	96¾		Met. St. Ry. 5s.		$99,000	102¼	
C. and O. 5s.			$10,000	113¾	South. Pacific ref. 4s.		
$10,000	113¾		Mex. Central 4s.		$10,000	94⅝	
C. and A. 3s.			$1,000	75½	$13,000	94⅝	
$5,000	75½		$5,000	75½	$3,000	94⅜	
C., B. and Q. g. m. 4s.			M., K. and T. 4s.		Southern Railway 4s.		
$1,000	98⅜		$1,000	79¾	$1,000	80⅝	
$4,000	98⅜		$4,000	80⅝	$4,000	80⅝	
$20,000	98⅜		$28,000	80⅝	Southern Railway 5s.		
C., M. and St. P. 5s.			$20,000	109¾	Tex. and O. 5s. 1913.		
$2,000	108¼		$1,000	104	Third Avenue 4s.		
N. and W. 3½s.			$5,000	67¼	Third Ave. 4s, ctfs.		
$1,000	80⅝		$1,000	65½	$15,000	66¼	
C., R. I. and P. col. 5s.			$32,000	66⅜	$48,000	67	
$150,000	102⅜		$16,000	67	$14,000	67¼	
$325,000	102½		$3,000	67½	$25,000	69	
$7,000	102¾		Third Avenue 4s.		T., St. L. and S. W. 4s.		
Colorado Midland 4s.			$5,000	67¼	$20,000	79½	
$3,000	81¾		Third Ave. 4s, ctfs.		$8,000	79¾	
Col. and Southern 4s.			$1,000	65½	Un. El. of L. 4½s.		
$18,000	97¼		$15,000	66¼	$10,000	80½	
Col. and Southern 4½s.			$32,000	66⅜	Union Pacific 4s.		
$3,000	97¼		$16,000	66⅞	$1,000	102⅜	
$7,000	97¼		$48,000	67	$60,000	102½	
D. and H. conv. 4s.			$14,000	67¼	U. P. conv. 4s.		
$10,000	101⅝		$3,000	67½	$10,000	114¼	
D. and R. G. con. 5s.			$25,000	69	$77,000	114	
$2,000	96⅜		T., St. L. and S. W. 4s.		Union Pacific ref. 4s.		
D. and R. G. ref. 5s.			$20,000	79¼	$1,000	97¾	
$2,000	90⅜		$8,000	79¼	U. S. Leather 1st 6s.		
$1,000	93⅜		Un. El. of L. 4½s.		$4,000	106	
Detroit So. Ohio 4s.			$10,000	80½	U. S. Real. C. D. B. 5s		
$5,000	74		Union Pacific 4s.		$3,000	90	
Dist. Securities 5s.			$1,000	102⅜	U. S. Rubber col. 6s.		
$1,000	74⅞		$60,000	102½	$20,000	104	
$5,000	74⅝		U. P. conv. 4s.		U. S. Rubber 1st 5s.		
Eastern Virginia 5s.			$10,000	114¼	$23,000	104¾	
$10,000	113		$77,000	114	$1,000	104¾	
Erie conv. 4s, series B.			Union Pacific ref. 4s.		Va.-C. and C. 1st 6s.		
$20,000	71½		$1,000	97¾	$9,000	97	
$6,000	71¾		U. S. Leather 1st 6s.		$5,000	97	
$3,000	93⅜		$4,000	106	Wabash 1st 5s.		
Detroit So. Ohio 4s.			U. S. Real. C. D. B. 5s		$18,000	111⅜	
$5,000	74		$3,000	90	$1,000	111⅛	
Dist. Securities 5s.			U. S. Rubber col. 6s.		Wabash 2d 5s.		
$1,000	74⅞		$20,000	104	$1,000	101½	
$5,000	74⅝		U. S. Rubber 1st 5s.		Wabash 4s.		
Eastern Virginia 5s.			$23,000	104¾	$214,000	76⅜	
$10,000	113		$1,000	104¾	$484,000	76¼	
Erie conv. 4s, series B.			Va.-C. and C. 1st 6s.		$373,000	76⅛	
$20,000	71½		$9,000	97	$1,000	75⅞	
$6,000	71¾		Wabash 1st 5s.		$2,000	75⅝	
$3,000	93⅜		$18,000	111⅜	Wabash-Pitts. T. 1st 4s.		
Erie conv. 4s, series D.			$1,000	111¼	$1,000	49¾	
$1,000	88¼		Wabash 2d 5s.		Wabash-Pitts. T. 1st 4s ctfs.		
$1,000	88⅛		$1,000	101½	$29,000	48	
Fort Wayne 4s.			Wabash 4s.		$10,000	48¼	
$1,000	97½		$214,000	76⅜	$49,000	49	
$1,000	97⅜		$484,000	76¼	$10,000	49¾	
$1,000	97¼		$373,000	76⅛	$4,000	49½	
Gen. Electric conv. 5s.			$1,000	75⅞	$5,000	49¾	
$3,000	140		$2,000	75⅝	$3,000	49¾	
$2,000	139¾		Wabash-Pitts. T. 1st 4s ctfs.		Wabash-Pitts. T. 2d 4s, ctfs.		
$99,000	139¾		$29,000	48	$11,000	9	
$10,000	139¾		$10,000	48¼	$1,000	9¼	
$13,000	139¾		$49,000	49	$1,000	9¼	
Gen. Electric 3½s.			$10,000	49¾	Western Md. 4s.		
$1,000	114¾		$4,000	49½	$3,000	84	
Gen. Electric 4s.			$5,000	49¾	West Md. conv. ctfs		
$2,000	90⅝		$3,000	49¾	$2,000	67	
$2,000	90½		Wabash-Pitts. T. 2d 4s, ctfs.		$5,000	68	
Gen. Electric conv. 4s.			$11,000	9	W. U. conv. 4s.		
$5,000	140		$1,000	9¼	$40,000	101	
$2,000	139¾		$1,000	9¼	W. U. conv. 4s, reg.		
$99,000	139¾		Western Md. 4s.		$1,000	100	
$10,000	139¾		$3,000	84	Wisconsin Central 4s.		
$13,000	139¾		West Md. conv. ctfs		$1,000	94	
Gen. Electric 3½s.			$2,000	67	$5,000	93⅜	
$1,000	114¾		$5,000	68			
Gen. Electric 4s.			W. U. conv. 4s.				
$2,000	90⅝		$40,000	101			
$2,000	90½		W. U. conv. 4s, reg.				
Gen. Electric conv. 4s.			$1,000	100			
$5,000	140		Wisconsin Central 4s.				
$2,000	139¾		$1,000	94			
$99,000	139¾		$5,000	93⅜			
$10,000	139¾						
$13,000	139¾						

Total sales (par value) $5,257,000.

U. S. BOND QUOTATIONS.

The following are the closing quotations on Government bonds:

	Bid.	Asked.
Refunding 2s, registered	100⅜	100⅝
2s coupon	100	101
2s, registered	101¾	102
2s coupon	101¾	102⅜
New 4s, registered	114⅝	...
4s coupon	116⅜	...
Panama 2s, registered	99⅝	100⅜
Panama 2s, registered, 1938	100¼	100¾
District of Columbia 3.65s	106	...

NEW YORK CURB MARKET.

(Furnished by W. L. Lyons & Co.)

	High.	Low.	Closing Bid.	Closing Asked.
Am. Tobac. 4s	418	418	420	...
B. S. Gas	...	...	⅝	⅞
Beaud. Mfg. com	660	660	665	665
B. and B. G.	16	16	23½	24½
Beaud. Mfg. pref	...	...	50	65½
Boston Con.	20½	19¾	20¾	20¾
Butte Coalition	29½	28⅝	29	29¼
Cumberland-Ely	...	...	8¼	8½
Ely Consol.	79	75	77¾	78
Ely Central 1s	1 7-16	1 7-16	1⅜	1⅝
Nevad.-Utah.	1 9-16	1 7-16	1 7-16	1 9-16
Giroux	10¾	10¾	10¾	10¾
Greene-Cananea	12	11½	12	12¼
La. Rose	5 3-16	5	5	5⅛
Gold'n Con.	8 3-16	8	8	8⅛
Nevada Con.	27½	26¾	26¾	27¼
Nipissing	10⅜	10⅜	10⅜	10⅝
Tonopah	8⅝	8½	8½	9
Yukon Gold	5	5	5	5 1-16

CHICAGO STOCK EXCHANGE.

(Furnished by S. C. Henning & Co.)

	Shares.	Open.	High.	Low.	Close.
American Can	150	13⅝	...	...	...
Do pref	125	83½	83½	83¼	83½
Am. Ship'bldg. com	20	68	...	...	...
Am. T. and T.	550	141	141	140½	140⅝
Booth Fish'ies	42	25¾	...	...	...
Do pref	60	80	...	...	...
Chicago Ry. series 1	9	98	...	...	...
Chicago Ry., series 2	2	81½	...	...	...
Chicago Subway	695	4¼	4¼	3½	4
Chicago Tel.	23	135	135	135	136
Chicago Title and Trust	55	143	143½	143	143½
Commonwealth Edison	136	118¾	118¾	118¼	118½
Diam. Match	20	126	126	126	126
Illinois Brick	2,651	68	71¼	67½	71
K. C. Ry. and Light	220	37	37	37	37
Met. Elevated preferred	45	51½	...	...	...
National Biscuit	270	117¼	117¼	116¼	116¾
National Carbon com	345	97½	97½	97⅛	97⅛
Do pref	120	...	...	...	...
People's Gas	123	113½	113½	113	113
Quaker Oats common	95	160	...	...	...
Do pref	26	103½	103½	103	103½
Sears-Roebuck common	2,110	145	146½	145¼	146½
Do pref	50	120⅜	...	...	...
Streeter Stable Car com	175	47½	47¾	47⅛	47⅛
Swift & Co.	88	108¾	108¾	108¾	108¾
United Box Board	100	16⅜	16⅜	16¼	16½
Am. Rad. pfd.	20	120	...	...	...
Canal & Dock	14	53¾	...	...	...

Foreign Bank Statements.

London, Dec. 2.—The weekly statement of the Bank of England shows the following changes:

	Francs.
Total reserve decreased	726,000
Circulation increased	471,000
Bullion decreased	255,479
Other securities decreased	681,000
Other deposits increased	256,000
Public deposits decreased	1,597,000
Notes reserve decreased

Special To-day and Saturday

LADIES' patent kid, button shoes, with gray cloth tops and plain toes; $3.50 goods, special at..... $2.48

MISSES' and children's vici kid shoes, with patent leather tips; lace and button; low and spring heels; $2 goods, for..... $1.45

BOYS' patent leather lace and button shoes; $2.50 goods, special at..... $1.95

Boys and girls' 25c "Black Cat" stockings..... 19c

Levy's Third and Market

The Bright Spot in Louisville.

NOTICE
To Sunday Advertisers.

The Courier-Journal Company respectfully urges advertisers who use the Sunday paper to have their copy in the counting-room Friday night. By complying with this request advertisers will be certain to secure insertion in all editions, and can also make alterations in their copy with greater security.

Courier-Journal.

ALLIED PRINTING TRADES UNION LABEL COUNCIL LOUISVILLE, KY.

FRIDAY.....DECEMBER 3, 1909

DEEP WATER

The Year Round In the Ohio River.

SECRETARY THOMPSON URGES NINE-FOOT STAGE.

ADDRESSES BUSINESS MEN AT THE GAYETY THEATER.

MAYOR HEAD IN AUDIENCE.

Inland waterway improvement aroused the interest and enthusiasm of scores of local business men who assembled yesterday morning shortly before noon in the Gayety Theater to hear an address on the widely advocated proposition by S. A. Thompson, of Richmond, Ind., field secretary of the National Rivers and Harbors Congress, one of the largest organizations of its kind. Mr. Thompson spoke at great length and brought out many points that those local men who have been urging a nine-foot stage from Pittsburg to Cairo for years had never heard before. Capt. Brinton B. Davis, president of the Louisville Commercial Club, who acted as chairman at the meeting, and Frank C. Nunemacher, president of the Louisville Board of Trade, also made addresses advocating deeper rivers. James F. Buckner, superintendent of the Louisville Board of Trade, was chosen secretary.

Mayor William O. Head was conspicuous in the audience of seventy-five or more men and women and was deeply interested in every reference made to the movement providing for improvement of the Ohio River.

* * *

Thanks For Taft.

The meeting yesterday was the result of an effort started recently by local organization to muster a large and representative delegation of local business men to advocate the nine-foot stage at the big waterway convention to be held in Washington, December 8, 9 and 10. Between now and the opening date the local organizations will get up a big party of representative men from all over the Ohio Valley to personally thank President Taft for his recent utterances in New Orleans in favor of inland waterway improvement.

* * *

Address By Chairman Davis.

The meeting was called to order promptly at 11:30 o'clock. Chairman Davis stated the object of the gathering and then made his talk favoring the improved waterway plan.

He brought out in effect that the nine-foot stage from Pittsburg to Cairo will be of great benefit to farmers located all along the Ohio. He contrasted the waterway conditions of Germany with those of the United States, declaring that more than 1,000 steamers operate up and down the Rhine year in and year out. Millions of tons of freight are carried annually by these vessels, while in America river transportation has shown a falling off in recent years. He also said that 30,000,000 barrels of flour is exported annually out of Minneapolis to countries across the ocean and that not a single barrel of this product reaches its destination by way of the Mississippi River.

* * *

Mr. Nunemacher Talks.

Mr. Nunemacher in his address declared that the business interests of the country will profit by the nine-foot stage if the dream is ever realized. He said that all the big men in cities and towns along the Ohio River have not yet come to realize what it means for them, but sooner or later they will join with those who have had their shoulders to the wheel ever since the Ohio Valley Improvement Association was formed. Throughout his brief address he recounted many humorous anecdotes that kept his audience in a good humor and provoked many a laugh.

* * *

Thompson Advocates Bond Issue.

Mr. S. A. Thompson in his address advocated a big bond issue to erect dams and locks all along the Ohio River to insure the nine-foot stage. He said that it is important to understand that such a step would not be an expenditure, but it would prove a safe and sane investment from which excellent returns would come. He also took occasion to say that many railroad corporations have seen fit to oppose the movement for improved waterways under the impression that river transportation will be the means of a decrease in their annual earnings.

Mr. Thompson spoke in part as follows:

* * *

Transportation Tax.

"Transportation is the essential factor in both industry and commerce, for, unless transportation is available, production in excess of the most elementary personal needs is useless, and commerce is impossible. But the cost of transportation, although in the United States it is neither levied by governmental authority nor collected by governmental agency, is nevertheless a tax, which must be paid either by the producer or the consumer, or, as is most commonly the case, divided between the two. It is, therefore, to the interest of both producer and consumer that this transportation tax be kept as low as possible.

"According to Poor's Manual, the average price received by all the railways of the United States for the calendar year 1907 was 7 and 82-100 mills per ton mile, but a group of railways can be selected on which the average would be about 5 mills.

"On the Erie canal in recent years the ton-mile rate has been about 3 mills; on certain canals in Europe, which are deeper and on which electric or other mechanical systems of hauling are used, the rate is 2 mills.

"The official records kept at the 'Soo' show that the average rate on the freight carried into and out of Lake Superior in 1907 was eight-tenths of 1 mill per mile, while the rate on coal from Buffalo to Duluth-Superior was only one-third of 1 mill; and the Pittsburg Coal Exchange is authority for the statement that great quantities of coal have been carried from that city to New Orleans at the same rate.

* * *

Slack Water.

"As you know, the army engineers have recommended the slack water for the Ohio River all the way from Pittsburg to Cairo by the construction of fifty-four locks and movable dams, at an estimated cost of $63,713,000, in addition to appropriations already made. The first appropriation for a lock and dam in the Ohio River was made twenty-six years ago last March. Up to the present time only one-third of the dams necessary to complete the improvement have even been authorized, to say nothing of being begun or finished. Gentlemen, at that rate of progress, it will take nearly 130 years to complete the improvement of that river, and there is nobody now living who will then care a movable or any other kind of a dam whether the river is improved or not.

"Give to the association which works for the improvement of your own river ample support, that it may continue its efficient work in behalf of the project in which you are most particularly interested, and then, both because of its influence on the national welfare and because it will hasten the improvement of your own river, put every ounce of political, moral and financial support possible back of the work of the National Rivers and Harbors Congress.

* * *

Critical Stage.

"The present is a critical time in the waterway agitation. The movement has shown such strength that the forces of opposition are gathering and preparing for a contest. It is important that the forthcoming convention of the National Rivers and Harbors Congress, which is to be held December 8, 9 and 10 in Washington, at which the opening address is to be made by the President of the United States, shall be the largest and strongest convention which has ever assembled for the purpose. I hope that you will be represented by a large delegation of your leading business men, and that the canvass of membership and subscriptions, which is to be made under the joint auspices of the Upper Mississippi River Improvement Association and the National Rivers and Harbors Congress, under an arrangement ratified by the officers of both associations for the division of the funds and all subscribers being entitled to membership in both associations, will meet with your cordial and liberal support."

The speech of Mr. Thompson was declared to be one of the most eloquent and logical ever heard. At the conclusion of the address Mr. Thompson was tendered a rising vote of thanks. Before adjournment the management of the Gayety Theater was also given a vote of thanks for the free use of the playhouse for the conference.

* * *

Guest At Banquet.

Mr. Thompson left the theater immediately after the adjournment and went to the Pendennis Club, where he was the guest of honor at a banquet given by the Louisville Board of Trade and the Commercial Club. He departed from the city for Richmond, Ind., yesterday afternoon. He said he expects to reach Washington within the next week or two. He believes that all records will be broken for attendance at the convention of the National Rivers and Harbors Congress in Washington this month.

If you haven't "found your work" as yet, you have an urgent want ad task before you.

HEADQUARTERS MAY BE LOCATED HERE.

President of the Modern National Reserve Looks Over Louisville's Advantages.

The headquarters of the Modern National Reserve, a social and benefit society with a large following, may be transferred from Charles City, Ia., to Louisville within a very short time. Yesterday Supreme President Dr. V. A. Young was in the city inquiring into the advantages offered. He conferred with officials of the Louisville Commercial Club, who gave him information on the rapid growth of the city. At a meeting of the directors of his organization within the next few days he will urge the headquarters be transferred to this city. Officials of the Commercial Club anticipate a favorable announcement.

While in the city yesterday Dr. Young was taken over the city by Secretary A. B. Lipscomb and Caldwell Norton, member of the Board of Public Works.

The Modern National Reserve is supported by more than 6,000 paid up members scattered through fourteen States. It has been in existence for a score of years.

"Better than Castor Oil"

Pleasurable Physic

Tonic Purifier

Blackburn's 10¢ CascaRoyal-Pills 25¢

TRADE MARK

AT ALL DRUG STORES

JUDGE MILLER TO WAIT A DAY

Chance For Gabhart To Swear Him Off.

Tentative Rulings Made In Contest Case.

Receiver Asked For the Ballot Boxes.

ARGUMENT SET FOR TUESDAY.

Should Mark H. Gabhart, in his contest suit against Pres Ray, involving the County Clerkship, decide to file his affidavit swearing Judge Shackelford Miller off the bench in the trial of the case, all that transpired in the First Chancery division of the Jefferson Circuit Court yesterday, Judge Miller sitting, will go for naught. The uncertainty came about through the unexpected absence of Mr. Gabhart from the city. He was in Frankfort and his lawyer could not see him to get his signature to such an affidavit, if he had wished it filed. Judge Miller said he would give the plaintiff until to-morrow to reach a decision and, if the affidavit were not filed by then, the orders he indicated he would make as to the various motions offered would be entered. Then it would be too late to take the case out of his hands.

* * *

Motions Argued.

The Gabhart-Ray case was up on several motions made by the defendants on Tuesday. They were argued. Judge Miller tentatively indicated how he would rule on the questions raised. He then instructed the attorneys to draw up the orders along these lines and be ready to present them to-morrow, when they will be made a court record if the affidavit referred to does not materialize. In addition to the Gabhart-Ray case, the suit of Philip J. Rosenberger against S. S. Hollis, contesting the latter's election as Magistrate in the Fourth magisterial district, was up on motions made by the defendant and to be argued next Tuesday.

* * *

Plaintiff's Attorneys Not Ready.

Pursuant to the motions offered on Tuesday, Judge Frank Peak, P. H. Savage and Mark Beauchamp, attorneys for Mr. Ray, said they were ready. Matt J. Holt, who, with William C. Krieger, is the attorney for the plaintiff, said they were not ready, apparently not desirous of saying anything about the matter of the affidavit. However, Judge Miller indicated that the notice to the plaintiff had been sufficient and that at any time he ought to be ready to defend his pleadings. Mr. Holt spoke of the possible affidavit and then the arrangement was made to dispose of the motions tentatively.

* * *

Gabhart May Give Up Ballot Boxes.

What is considered about the most important of the new motions was that made by attorneys for the defendant and "which asked that the court appoint a receiver for all the ballot boxes used at the last election. They are now in the custody of the County Clerk, who, in his capacity as plaintiff in the suit at bar, is held not to be the proper person to have them in his custody. This motion was not acted upon and will be argued on Tuesday, Judge Miller's next court day. The 223 tin boxes now occupy a large room in the basement of the courthouse, and the trying out of the suit would mean that they will have to be opened and their contents examined by a commission named by the court.

There were three motions to be argued by the defendant. The first, that the plaintiff be required to fill in the blank spaces in his petition with names, dates and whatever was missing, would be sustained, the court said. The second, that the plaintiff be required to make his petition more specific, definite and certain was disposed of otherwise and will be renewed at joint session to-morrow, to be argued before Judge Miller on Tuesday. The third motion, to strike, would be sustained in general, the court indicated.

* * *

Petition To Be Sliced Much.

This motion asked that references in a general way to "other Democratic candidates," "candidates on the Democratic ticket" and similar clauses in the petition be stricken out. The court said, however, that they were largely immaterial, sometimes having a place as part of the charges of conspiracy, and that they would be allowed to remain. He indicated that he would allow references to the alleged assembling of arms in the Twelfth ward previous to election day to remain in the petition, as also references to the Democratic candidates and workers as having procured the false registration of voters and as having bought election certificates to the number of 4,200.

Much of the objection of the defendant to the petition centered on what purported to be notes of the alleged irregularities in each of the 223 precincts on election day as to the manner in which the vote was cast and counted. This, Judge Miller said, had no part at all in the petition, and he would strike it out. This matter was in tabulated form and required twenty-three typewritten pages for its transcription. It formed a large part of the bulky, 60 page petition filed by the plaintiff, and was said to have been prepared by Republican workers who were present when the Election Commission made its official canvass of the ballots. Several more pages of the plaintiff's petition which affected to be a comparison between the Democratic vote for Owen Tyler in 1907 and Mayor W. O. Head this year would be stricken out as irrelevant, the court said.

Motions In Magistrate's Contest.

When the court asked for motions Eugene R. Attkisson, attorney for the defendant in the Rosenberger-Hollis contest suit, also assigned to Judge Miller, made the first response to that suit. He said that notice had been waived and moved that the petition be made more specific, that certain paragraphs of the petition be struck out, and that the plaintiff be required to elect on which of the "diversified allegations" he would sue on. The plaintiff also demurred to each and every paragraph of the petition.

Mr. Holt, also attorney for this plaintiff, immediately said that he would file a motion asking that the court appoint a commission to open the ballot boxes of the district and make a recount, and that he wanted to be heard on the motion on the same day that the defendant argued the motions he made. Argument on the motions was set for next Tuesday, Judge Miller's next court day, and the court told Mr. Hollis that when he made his motion it would be entertained.

Penalties In Criminal Court.

Harry Smith, charged in four separate instances with having collected money by falsely representing himself to be an Assistant State License Inspector last July, was sentenced to serve two years in the workhouse by W. Allen Kinney as special judge in the absence of Judge Joseph Pryor. Smith agreed to submit the cases against him to the court on the law and the facts involved, admitting the charges. The court fixed his punishment at six months in each case, the total being two years. The charge was obtaining money on false pretenses.

Henry Kaiser, indicted Wednesday jointly with Frank Rand on several charges of petit larceny, submitted his cases to Judge Kinney and for four charges got two years in jail. He was accused, with Rand, of having broken pay station boxes of the Cumberland Telephone and Telegraph Company and with having made way with the money, usually small sums. The alleged peculations occurred last August. Rand pleaded not guilty when arraigned and the cases against him were set for trial on January 25.

Charles Cole and William Jones, charged with petit larceny, were found guilty, and sentenced to serve six months at hard labor.

Steven McDaniel, colored, for having illicit relations with a negro girl under 16 years of age, was sentenced to serve twelve years in the penitentiary.

George Simmons, colored, indicted jointly with Gilbert Williams and Ollie Mukes on the charge of attacking the three white boys out on Fourth avenue last August, appeared in court, pleaded not guilty and his case was set for trial on January 25. His bond was fixed at $1,000.

Sewerworker Seeking Damages.

In the case of Frank Farmer against the Ferro Concrete Construction Company, which built Section A of the great Southern outfall sewer, evidence and arguments were finished and late yesterday afternoon Judge Gordon adjourned court till to-day. This is one of the many similar suits growing out of the sewer construction. Farmer was in the employ of the defendant on September 5, 1908, and was hurt when a timber being raised to the top of the forty-foot cut, slipped from the rope and fell on him, fracturing a bone and injuring his spine. According to one witness the men were engaged at the time "in taking the sheeting and bracing out of the back fill," part of the operations when the cement drain has hardened. The suit was filed on December 11, 1908, and the plaintiff asked for damages of $25,000, saying he had been permanently disabled. He is a young man and his wife and baby boy sat in the courtroom beside him all day yesterday.

Ripsaw Operators Must Beware.

Those who accept employment as operators of ripsaws at the same time assume a certain amount of responsibility for their own safety, if the mechanism of the saw is in good order and the operator suffers an injury from his saw because he permits blocks of wood to pile up on the saw table, he cannot then hold his employer liable for damages. Such was the ruling of Judge Homer W. Batson, who yesterday afternoon directed the jury to find for the defendant in the case of William Nall against the Standard Sanitary Manufacturing Company. Nall was running the ripsaw on February 15, of this year in the box factory of the defendant. He said he was an inexperienced man and asserted that the defendant had allowed the saw to become in poor condition. However, according to Judge Batson, his testimony did not show this to be the case and only showed the plaintiff himself to have been negligent. He had asked for $1,990 as damages.

Culley Indicted For Murder.

Chief among the indictments returned yesterday by the grand jury was that accusing R. M. Culley of the willful murder of W. E. Procter. Culley is a dealer in wall paper at Seventh and Oaks streets, and last week shot and killed W. E. Proctor, former member of the School Board and candidate on the Republican ticket for City Auditor, stating afterward that he did so because Proctor had wronged his wife.

The shooting occurred in front of Proctor's barbershop at Second and Main streets, Culley laying in wait for his victim. Proctor died several hours later at St. Joseph's Infirmary. Culley pleads the unwritten law, alleging that Proctor assaulted his wife. Proctor denied the charge before his death.

Culley waived preliminary examination in the Police Court last week. The jury in the Coroner's inquest into Proctor's death found Culley guilty of premeditated murder.

Other indictments returned by the grand jury Saturday were:

Grand Larceny—John Williams and William Green.

Malicious Striking—Virgil McCall.

Detaining a Woman Against Her Will—James McCall.

Malicious Cutting—Lloyd Gibbons.

Assault and Battery—Joseph Johnson.

Mental Anguish Not Sufficient.

Damages were refused to Mrs. Annie Thurman yesterday morning in Judge Gordon's court by the jury which heard the evidence in her suit against the Western Union Telegraph Company. She pleaded that she was entitled to recover for the mental anguish she suffered because of the failure of the defendant company to deliver a telegram to her husband, Harry Thurman, in March of 1906. He was then with the "Under Southern Skies" company at the Great Northern Theater in Chicago, she said. She sent him a message telling of the critical illness of their infant daughter and her damages were caused, she said, by failure to have her husband's companionship at such a time.

Court Paragraphs.

—The J. P. Will Company sued A. H. Boswell and Mrs. B. H. McGill for $17.40, alleged due for building material sold to the first-named defendant, the second having a lien against the property of the first.

—The Peaslee-Gaulbert Company sued Charles B. Rademaker for $200, alleged due on a note.

—The Mitchell Hardwood Lumber Company sued the Jefferson Wood Working Company for $376.80, alleged due on a note.

—Henry Poppe sued the Dow Wire and Iron Works for $2,000 as damages, alleging that a team of the defendant ran him down.

—Erskine Ramsay and G. B. McCormack, doing business as the Bank of Ensley, sued J. H. Lunch for $180, alleged due on notes.

—Dollie Dudley sued Harrison Dudley for divorce, alleging cruel treatment. They were married on December 27, 1881, and lived together until August 31 of this year.

—The National Concrete Construction Company sued the Louisville and Nashville and the Louisville, Henderson and St. Louis Railroad Companies for $230.16 as damages, alleged done to plaintiff's machinery in transportation.

—Lillie B. Wise sued John F. Wise for divorce, alleging drunkenness and nonsupport and asking for the restoration of her maiden name of Lillian Ware. They were married on September 15, 1903, and lived together until November 6, 1909.

—In the case of Ella Wieger against the Metropolitan Life Insurance Company, a suit for $248, alleged due on a life insurance policy on the life of Frank J. Wieger, who at his death left a wife and four children, a jury in Judge Batson's court found for the plaintiff in the sum of $62, one-fourth of the amount at stake.

Court of Appeals.

Frankfort, Ky., Dec. 2.—Present, Eastern Division sitting.

Warren's administrator vs. Juennesee, Jefferson; reversed.

Allison vs. Commonwealth, Hardin; reversed.

Lexington Railway Company vs. Johnson, Fayette; reversed.

L. and N. Railroad Company vs. City of Louisville, Jefferson; affirmed.

Commonwealth vs. Ewing, Warren; reversed.

Keeney, etc., vs. Waters, etc., Wayne; affirmed.

Howard vs. Henderson Traction Company, Henderson; appellee's petition for rehearing overruled.

McDowell vs. Commonwealth, Mercer; case set for hearing December 10.

Clark vs. Logan County, Logan; Clerk Logan Circuit Court filed response to writ of certiorari.

James, Auditor, vs. Blanton, Franklin; appellant given fifteen days to file petition for rehearing.

Commonwealth vs. Hodges, Christian; appellee allowed to withdraw brief to print.

Ordered that court adjourn until to-morrow morning at 11 o'clock.

Court of Appeals Decisions.

Yancey vs. Commonwealth. Filed November 5, 1909. (To be reported.) Appeal from Carroll Circuit Court. Opinion of the Court by Judge Settle, reversing.

Criminal Libel—Privileged Communication—Impeachment of Officer—Petition to Legislature—Appellant was indicted for criminal libel. He wrote the letter and petition complained of in the indictment, seeking an affidavit to be used in an impeachment proceeding against G., Commonwealth's Attorney, to be instituted in the Legislature. G. had been charged by the grand jury with certain reprehensible acts; appellant and the person to whom he sent the letter and petition were both citizens of the district, having a common interest, and the letter and petition were mainly in the nature of an inquiry as to the grand jury proceedings. The letter and petition were privileged communications.

Second—Same—An impeachment proceeding is a judicial proceeding, the Legislature being the trial court. Therefore, whatever writings in the form of affidavits or petitions as may properly be used in an impeachment proceeding, are, as to the statement of facts contained in them, as much privileged as other writings or pleadings prepared for use in ordinary litigation.

Third—Same—Bill of Rights—The Bill of Rights confers upon any citizen, or number of citizens, the right to petition the Legislature for any proper purpose, and if one may lawfully sign his name to a petition for such proper purpose, he may circulate the petition and get others to sign it.

Winslow & Howe, W. O. Jackson, W. B. Moody, M. H. Bourne, for appellant; John S. Gaunt, James Breathitt, Attorney General; Tom B. McGregor, Assistant Attorney General; J. A. Donaldson, M. S. Downs, Charles Strother, Arthur Cox, F. C. Greene, for appellee.

Lowe vs. Ramsey, et al. Filed November 19, 1909. (To be reported.) Appeal from Garrard Circuit Court. Opinion of the Court by Judge Carroll, affirming.

Wills—Action for Maintenance—Devise to one for—Pleading—Under the will hereindevising land to one in consideration of his maintaining two children, while he took the land subject to such charge upon it for maintenance, this action is barred by the statute of limitations. While the rule is that this statute must be pleaded, but where the petition shows that the action is barred, and that the plaintiff does not come within any of the exceptions contained in the statute which saved his right to sue, the question may be raised by demurrer.

W. I. Williams, James I. Hamilton, for appellant; Lewis L. Walker, for appellees.

Sebastion vs. Rose.—Filed November 12 1909. (To be reported.) Appeal from Owsley Circuit Court. Opinion of the court by Judge O'Rear, reversing.

Divorce and Alimony—Judgment for Alimony—Compromise of—Motion for Rule to Compel Payment.—In this action for a rule against appellee to show cause why he should not be punished for contempt of court for his failure to pay the balance of the alimony judgment recovered against him, he pleaded a compromise agreement entered into with appellant's father, one of her attorneys, that the judgment should be satisfied upon payment of $500, and while appellant denied the authority of her father to make the compromise, the lower court adjudged that her motion be denied.

The proceeding to enforce the payment of the judgment for alimony was authorized by the practice in chancery, and while it appears that the compromise agreement was made by appellant's father, it also appears that appellant did not authorize it and did not know of it, and her counsel did not have the legal authority to enter into a compromise for her without her express authority. The compromise was, therefore, voidable by her, and she electing to disaffirm it when apprised of it, it was error for the lower court to deny her motion to require payment of the alimony awarded her by the judgment.

Wm. H. Holt for appellant; Hazelrigg & Hazelrigg for appellee.

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